

record to a party to the proceedings or his counsel when such report or record disapproves the granting of the adoption petition.

**Subd. 4. PREADoption RESIDENCE.** No petition shall be granted until the child shall have lived six months in the proposed home, subject to a right of visitation by the commissioner or an agency or their authorized representatives.

**Subd. 5. RESIDENCE AND INVESTIGATION WAIVED; STEP-PARENT.** Such investigation and period of residence may be waived by the court when the petition for adoption is submitted by a step-parent or when, upon good cause being shown, the court is satisfied that the proposed ~~foster~~ adoptive home and the child are suited to each other, but in either event at least ten days notice of the hearing shall be given to the commissioner by registered certified mail. The reports of investigations shall be a part of the court files in the case, unless otherwise ordered by the court.

Approved May 5, 1971.

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## CHAPTER 208—H.F.No.1127

[Coded in Part]

*An act relating to home rule charters and charter commissions; amending Minnesota Statutes 1969, Section 410.05, Subdivisions 1 and 2, and by adding a subdivision.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1969, Section 410.05, Subdivision 1, is amended to read:

**410.05 HOME RULE CHARTERS; CHARTER COMMISSION.**  
 Subdivision 1. **APPOINTMENT.** When the district court of the judicial district in which a city or village is situated, deems it for the best interest of the municipality so to do, the court, acting through its ~~senior~~ chief judge, may appoint a charter commission to frame and amend a charter. The commission shall be composed of not less than seven nor more than 15 members, each of whom shall be a qualified voter of the city or village. The size of the commission shall be determined within the above limits by the court, except that where the commission is appointed pursuant to a petition of the voters or resolution of the governing body of the city or village, the size of the commission shall be as specified in such petition or resolution. Any

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city having a home rule charter may amend such charter to fix the size of the charter commission at a figure which shall not be less than seven nor more than 15 members, and until such amendment is repealed, such charter provision shall prevail over any inconsistent provisions of this subdivision. Upon presentation of a petition requesting such action, signed by at least ten percent of the number of voters of the municipality, as shown by the returns of the last annual municipal election, or upon resolution of the governing body of the city or village requesting such action, the court shall appoint a charter commission. No person shall be disqualified from serving on a charter commission by reason of his holding any other elective or appointive office other than judicial.

Sec. 2. Minnesota Statutes 1969, Section 410.05, Subdivision 2, is amended to read:

Subd. 2. **COMMISSION MEMBERS; TERMS, VACANCIES.** Charter commission members shall hold office for the term of four years, and until their successors are appointed and qualify, except that of members initially appointed after July 1, 1967, eight shall be appointed for two-year terms and seven for four-year terms. No person may be appointed to more than two successive terms as a commission member. Vacancies in the commission shall be filled by appointment of the ~~senior~~ chief judge for the unexpired terms. Upon the expiration of each four-year term, the ~~senior~~ chief judge shall appoint new commission members. If the ~~senior~~ chief judge fails to appoint new commission members within 30 days then thereafter the ~~senior judge upon his own motion may, and upon the written petition of ten voters governing body of the city or village shall, appoint new commission members, unless within the 30 day period the chief judge indicates in writing to the governing body his intention to appoint new members, in which case he shall have an additional 60 days within which to make the appointment.~~ Appointments shall be made by order filed with the clerk of the district court. An appointee who neglects to file with the clerk within 30 days a written acceptance and oath of office shall be deemed to have declined the appointment and his place shall be filled as though he had resigned. ~~The district court charter commission, within 30 days after the initial appointment of the commission, shall make rules, including quorum requirements, with reference to the commission and require such reports as may appear desirable or necessary, its operations and procedures. The commission shall submit to the chief judge of the district court, on or before December 31 of each year, an annual report outlining its activities and accomplishments for the preceding calendar year. The commission shall forward a copy of the report to the clerk of the city or village.~~ Any member may be removed at any time from office, by written order of the district court, the reason for such removal being stated in the order. When any member has failed to perform the duties of his office and has

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failed to attend four consecutive meetings without being excused by the commission, the secretary of the charter commission shall file a certificate with the court setting forth those facts and the district court shall thereupon make its order of removal and the ~~senior~~ chief judge shall fill the vacancy created thereby.

Sec. 3. Minnesota Statutes 1969, Section 410.05, is amended by adding a subdivision to read:

Subd. 4. COMMISSION MEETINGS. The charter commission shall meet at least once during each calendar year, and upon presentation of a petition signed by at least ten percent of the number of voters of the municipality, as shown by the returns of the last annual municipal election, or upon resolution approved by a majority of the governing body of the city or village requesting the commission to convene, the commission shall meet to consider the proposals set forth in such petition or resolution.

Approved May 5, 1971.

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CHAPTER 209—H.F.No.1317

[Not Coded]

*An act to permit Scott county school districts and a Le Sueur county school district to join existing area vocational-technical school districts.*

Be it enacted by the Legislature of the State of Minnesota:

**Section 1. LE SUEUR AND SCOTT COUNTIES; SCHOOL DISTRICTS; JOINING AREA VOCATIONAL-TECHNICAL SCHOOL DISTRICTS.** Any one of the independent school districts lying all or in part in Scott county, numbered 716 (Belle Plaine), 717 (Jordan), 719 (Prior Lake), 720 (Shakopee), 721 (New Prague), and independent school district 394 (Montgomery), lying all or in part in Le Sueur county, may enter into an agreement to become participating members, individually or collectively, with any or all of the area vocational-technical school districts numbered 917 (Dakota County), and 287 (Suburban Hennepin), whether or not their boundaries are contiguous to each other or to the area vocational-technical school district.

Sec. 2. An agreement may be made between the independent school district board and the area vocational-technical school district

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