
CHAPTER 506—H.F.No.2608
[Coded]

An act relating to cable communications; providing for interim certificates of confirmation; amending Laws 1973, Chapter 568, Sections 2, Subdivision 8, and by adding a subdivision; 4, Subdivision 9; 5, Subdivisions 2, 3, 6, and 7; 6, by adding subdivisions; 9, by adding a subdivision; and 13.

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

Section 1. Laws 1973, Chapter 568, Section 2, Subdivision 8, is amended to read:

[238.02] Subd. 8. **CABLE COMMUNICATIONS; INTERIM CERTIFICATES OF COMMUNICATION.** "Municipality" shall mean any ~~village, organized town, city, borough, or county~~ with respect to the unorganized territory within its boundaries ; or any combination of these which undertakes to issue a franchise .

Sec. 2. Laws 1973, Chapter 568, Section 2, is amended by adding a subdivision to read:

[238.02] Subd. 13. "Head end" means the electronic control center of a cable communications system, which includes antennas, preamplifiers, frequency converters, demodulators, modulators and other related equipment which receives, amplifies, filters and converts incoming signals to cable system channels.

Sec. 3. Laws 1973, Chapter 568, Section 4, Subdivision 9, is amended to read:

[238.04] Subd. 9. *The commission shall be established within three months of the effective date of this act. The commission shall adopt the regulations required by this act necessary for franchising and certification ~~within one year after it is established~~ no later than April 1, 1975 .*

Sec. 4. Laws 1973, Chapter 568, Section 5, Subdivision 2, is amended to read:

[238.05] Subd. 2. The commission shall, to the extent permitted by, and not contrary to, applicable federal and state law, rules and regulations;

(a) prescribe procedures and practices which municipalities shall follow in granting franchises, including those providing for issuance of a public invitation to compete for the franchise, said invitation containing the outlines for the municipality's cable system and the desired ser-

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VICES, as well as the criteria and priorities which shall be applied;

(b) prescribe minimum standards for inclusion in franchises, including maximum initial, renegotiation and renewal periods; ~~a requirement that no such franchise may be exclusive~~; length of residential subscriber contracts; ~~and municipal purchase~~; ~~provisions for municipal purchase~~; ~~and a requirement that no such franchise may be exclusive~~. Taking into account the size of the cable communications system, the commission shall also prescribe minimum standards ~~for performance bond requirements~~; for channel capacity; ~~for two-way capability~~; for access to, and facilities to make use of, channels for education, government ~~and public access~~; ~~the general public~~; ~~two way capability~~; ~~performance bonds~~; and ~~for construction and operation of the cable communications system~~;

(c) prescribe a list of items for inclusion in franchises;

(d) prescribe standards for: franchises awarded in the twin cities metropolitan area which designate a uniform regional channel reserved for public use; the interconnection of all cable systems within this area; and the designation of a single entity to schedule programs and facilitate use of this channel.

Sec. 5. Laws 1973, Chapter 568, Section 5, Subdivision 3, is amended to read:

[238.05] Subd. 3. The commission shall provide advice and ~~technical~~ assistance to the cable communications industry; federal, state and local governments; members of the citizenry ~~without commercial cable interests~~; ~~not commercially involved in cable communications activities~~; community organizations; and other private and public agencies interested in matters relating to cable communications; ~~franchises and services~~.

Sec. 6. Laws 1973, Chapter 568, Section 5, Subdivision 6, is amended to read:

[238.05] Subd. 6. The commission shall adopt, after consulting with ~~either~~ the metropolitan council ~~and or~~ regional development commissions of the state ~~as appropriate~~, a set of minimum standards for the ~~size establishment~~ of cable territories within which a franchise may be awarded, and procedures to be followed for alteration of cable service territory boundaries, by municipalities in the twin cities metropolitan area as designated in Minnesota Statutes 1971, Section 473B.01, and other designated standard metropolitan statistical areas.

Sec. 7. Laws 1973, Chapter 568, Section 5, Subdivision 7, is amended to read:

[238.05] Subd. 7. The commission shall approve, modify or reject boundaries for specific territories upon receipt of proposals from pro- Changes or additions indicated by underline deletions by ~~strikeout~~

posed by municipalities or cable communications operator applicants, after consultation with the metropolitan council or the affected regional planning commission.

Sec. 8. Laws 1973, Chapter 568, Section 6, is amended by adding a subdivision to read:

[238.06] Subd. 3. The commission may subpoena witnesses, administer oaths, take testimony, and require the production of such books, records, papers, or documents as are material in a contested case and designated in the subpoena. The commission may authorize hearing officers to exercise the authority conferred by this subdivision. Disobedience of a subpoena issued by the commission or a hearing officer pursuant to this subdivision shall be punishable in like manner as a contempt of the district court in proceedings instituted upon application of the commission or a hearing officer made to the district court or Ramsey county or the county in which the person who was subpoenaed resides or has his principal place of business.

Sec. 9. Laws 1973, Chapter 568, Section 6, is amended by adding a subdivision to read:

[238.06] Subd. 4. The commission may by rule prescribe a schedule of filing fees for matters heard by it pursuant to Laws 1973, Chapter 568, Section 14, provided the amount of the fee charged may not exceed the fee charged by the district court for hearings on a similar matter.

Sec. 10. Laws 1973, Chapter 568, Section 9, is amended by adding a subdivision to read:

[238.09] Subd. 9. Notwithstanding the provisions of subdivision 6 of this section, the commission may issue an interim certificate of confirmation after its acceptance of an application in such form and containing such information and supporting documentation as the commission may require, such certificate to be valid for not more than five years, to an operating company having a franchise approved by the commission to erect a community antenna and establish cable television service for any municipality having a population not greater than 15,000 according to the 1970 federal census; provided that the system shall be constructed and ready for operation by July 1, 1975, in full compliance with all applicable regulations of the federal communications commission and with any special terms or conditions set by the Minnesota commission to apply in any individual situation, not subject to Minnesota Statutes 1971, Chapter 15, to include stipulations regarding minimum channel capacity; extent of two way capability; means for interconnection; and availability of facilities for public access cablecasting and for local program origination.

Sec. 11. Laws 1973, Chapter 568, Section 13, is amended to read:

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Sec. 13. **[238.13] POLES, DUCTS AND CONDUITS.** The commission shall within two years from the effective date of this act ~~May 24, 1973, adopt complete and detailed appropriate~~ rules specifying necessary regulations for contractual agreements between cable communications operators and any public utilities with respect to the use of poles, ducts, conduits, and other appurtenances related to the cable communications transmission lines.

Sec. 12. This act shall take effect on the day following final enactment.

Approved April 11, 1974.

CHAPTER 507—H.F.No.2680

An act relating to the crime of prostitution; amending Minnesota Statutes 1971, Section 609.32, Subdivisions 2 and 4.

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

Section 1. Minnesota Statutes 1971, Section 609.32, Subdivision 2, is amended to read:

Subd. 2. **CRIMES AND CRIMINALS; PROSTITUTION; ACTS PROHIBITED.** Whoever intentionally does any of the following may be sentenced to imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both:

(1) Solicits or induces another under the age of 18 years to practice prostitution; or

(2) Being a parent, guardian, or other custodian of the person of a ~~female child~~ under the age of 18 years consents to ~~her~~ his being taken or detained for the purposes of prostitution.

Sec. 2. Minnesota Statutes 1971, Section 609.32, Subdivision 4, is amended to read:

Subd. 4. **FURTHER ACTS PROHIBITED.** Whoever intentionally does any of the following may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both:

(1) Engages in prostitution; or

(2) Is supported in whole or in part by the earnings of a prostitute; or

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