

custody of the child or claims to have custody or visitation rights with respect to the child.

The court may require any party in a custody proceeding to furnish under oath the information specified in this subdivision.

Sec. 34. **INSTRUCTIONS TO REVISOR.** In the next and succeeding editions of Minnesota Statutes, the Revisor of Statutes is instructed to separately indent clauses (a) through (e) of section 518.54, subdivision 5, to enhance their readability.

Sec. 35. **REPEALER.** Minnesota Statutes 1978, Sections 518.135 and 518.16 are repealed.

Sec. 36. **EFFECTIVE DATE.** This act is effective the day after final enactment, but shall not invalidate any pending action concluded under preexisting law.

Approved May 29, 1979.

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**CHAPTER 260—H.F.No.792**

*An act relating to claims against the state; providing for claims arising out of various restitution programs to be heard by the legislature; amending Minnesota Statutes 1978, Section 3.738, Subdivision 1; and Chapter 3, by adding a section.*

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

Section 1. Minnesota Statutes 1978, Section 3.738, Subdivision 1, is amended to read:

**3.738 INJURY OR DEATH OF PATIENT OR INMATE.** Subdivision 1. **LEGISLATIVE AUTHORITY.** Claims and demands arising out of injury to or death of a patient of a state institution under the control of the commissioner of public welfare or an inmate of a state correctional ~~institution~~ facility while performing assigned duties shall be presented to, heard and determined by the legislature.

Sec. 2. Minnesota Statutes 1978, Chapter 3, is amended by adding a section to read:

**[3.739] INJURY OR DEATH OF CONDITIONALLY RELEASED INMATE.** Subdivision 1. LEGISLATIVE AUTHORITY. Claims and demands arising out of the circumstances described in this subdivision shall be presented to, heard, and determined by the legislature:

(1) An injury to or death of an inmate who has been conditionally released from a state correctional facility and ordered to perform uncompensated work for a state agency, a political subdivision or public corporation of this state, or a nonprofit educational, medical, or social service agency, as a condition of his release, while performing the work;

Changes or additions indicated by underline deletions by ~~strikeout~~

(2) An injury to or death of a person who has been placed on probation by a court and who is performing work in restitution pursuant to court order; or

(3) An injury to or death of a person, including a juvenile who has been diverted from the court system and who is performing work in restitution pursuant to a written agreement signed by himself, and if a juvenile, by his parent or guardian.

Subd. 2. EVALUATION OF CLAIMS. Claims arising out of this section shall be paid pursuant to legislative appropriation following evaluation of each claim by the appropriate committees of the senate and house of representatives. Compensation will not be paid for pain and suffering.

Subd. 3. EXCLUSIVE REMEDY. The procedure established by this section is exclusive of all other legal, equitable and statutory remedies against the state, its political subdivisions, or any employees thereof.

Sec. 3. EFFECTIVE DATE. This act is effective the day following final enactment.

Approved May 29, 1979.

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#### CHAPTER 261—H.F.No.877

*An act relating to insurance premium finance companies; authorizing finance charges at rates permitted by the general usury provisions; amending Minnesota Statutes 1978, Section 59A.09, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1978, Section 59A.09, is amended by adding a subdivision to read:

Subd. 6. The maximum rate limitations of this section shall not apply to finance charges under an insurance premium finance agreement, if the rate does not exceed the maximum rate permissible under section 334.011 and the agreement was made to finance an insurance policy for business or agricultural purposes, as defined by section 334.011. The maximum rate limitations of this section shall not apply to an insurance premium finance agreement, if the insured is a corporation or cooperative.

Sec. 2. EFFECTIVE DATE. This act is effective the day following final enactment.

Approved May 29, 1979.

Changes or additions indicated by underline deletions by ~~strikeout~~