

otherwise be provided, has or may have business affairs which may be jeopardized or prevented by his minority, or that funds are needed for his support and education and that protection is necessary or desirable to obtain or provide funds.

(2) The court may grant to the conservator of the estate of a minor any or all of the powers and duties enumerated in section 525.56, subdivision 3, and the conservator shall be subject to the requirements of 525.58 to 525.582 regarding an inventory and accounting. The conservator shall file a bond with the court in such amount as the court may direct.

Sec. 40. **REPEALER.** Minnesota Statutes 1978, Sections 525.60, Subdivision 2; 525.611; 525.612; 525.613; 525.614; and 525.621 are repealed.

Sec. 41. **EFFECTIVE DATE.** This act is effective August 1, 1981.

Approved April 7, 1980

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#### CHAPTER 494—H.F.No. 1790

*An act relating to advertising devices; authorizing advertising devices within 500 feet of local parks under certain circumstances; providing for a travel information franchise program, and prescribing the powers and duties of the commissioner of transportation in relation thereto; amending Minnesota Statutes 1978, Sections 160.08, Subdivision 7; 161.23, Subdivision 3; 161.433, Subdivision 2; 161.434; and 173.08, Subdivision 2.*

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

Section 1. Minnesota Statutes 1978, Section 173.08, Subdivision 2, is amended to read:

Subd. 2. **ADVERTISING DEVICES PROHIBITED.** No advertising device shall be erected or maintained:

(1) In or within 500 feet of national parks, state parks, local parks, historic sites, and public picnic or rest areas; provided that, an advertising device may be permitted within 500 feet of the park, site or area on commercially zoned property, or in the case of a municipality which has no zoning ordinance, with the approval, by resolution, of the municipality;

(2) Within 100 feet of a church or school.

Sec. 2. **[160.276] TRAVEL INFORMATION FRANCHISE PROGRAM.** Subdivision 1. The commissioner of transportation shall establish a franchise program to lease space within tourist information centers and safety rest areas for the purpose of providing information to travelers through travel-related commercial and public service advertising.

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Subd. 2. The program may, in its initial phase, utilize space within existing publicly owned buildings and shelters in safety rest areas and tourist information centers. This phase shall be operational by May 1, 1981. Franchises for this phase shall be ready to let by January 1, 1981.

Subd. 3. The program may also include franchises for the construction, operation and maintenance of additional information structures by the franchisee at his expense on state owned lands within safety rest or tourist information center areas. All structures constructed by the franchisee shall meet or exceed specifications prescribed by the commissioner of transportation and shall satisfy the requirements of the state building code for accessibility by the physically handicapped. All structures shall be designed to enhance their site and shall be aesthetically compatible with the natural environment.

Subd. 4. The commissioner shall determine the sites to be included in this program and shall also determine if the advertising display at each site is to be inside or outside of any buildings or shelters.

**Sec. 3. [160.277] COMMISSIONER OF TRANSPORTATION TO GRANT FRANCHISES.** Subdivision 1. The commissioner of transportation, by public negotiation or bid, shall grant franchises for the purposes of section 2. Each franchise agreement shall include the safety rest areas and tourist information centers in a geographical area comprising approximately one-quarter of the land area of the state. The franchise agreement shall insure that the franchisee provide services throughout the area in as many tourist information centers and safety rest areas as are reasonably necessary for the convenience of travelers.

Subd. 2. The commissioner of transportation shall require the franchisee to obtain liability insurance in an amount prescribed by the commissioner jointly insuring the state and the franchisee against any and all liability for claims for damage occurring wholly or partly because of the existence of the franchise.

Subd. 3. The franchise agreement may provide that a percentage of the gross revenues derived from advertising shall be paid to the state for deposit in the trunk highway fund.

**Sec. 4. [160.278] ADDITIONAL FRANCHISE PROVISIONS.** Subdivision 1. Each franchise agreement shall contain the following provisions:

(a) The franchisee shall comply with 23 CFR 252 and subsequent revisions pertaining to privately operated information systems;

(b) At least 40 percent of the commercial advertising space shall be offered initially for a reasonable period of time to local advertisers who provide services for travelers within a 60 mile radius of the safety rest area or tourist information center;

(c) The franchisees shall make appropriate marketing efforts in an attempt to lease at least 40 percent of the commercial advertising space to local advertisers; and

(d) Reasonable performance standards, and maintenance standards for structures constructed by the franchisee.

Subd. 2. The franchise agreement shall impose limitations on advertising space within state owned buildings or on state owned property in safety rest areas and tourist information centers.

Subd. 3. The commissioner of transportation may require additional reasonable terms and conditions to be included in the franchise agreement, including but not limited to, provisions governing the renewal and termination of the agreement, and in the event of termination, the rights of the state and the franchisee in advertising contracts and in buildings constructed by the franchisee.

Sec. 5. Minnesota Statutes 1978, Section 160.08, Subdivision 7, is amended to read:

**Subd. 7. NO COMMERCIAL ESTABLISHMENT WITHIN RIGHT-OF-WAY.** No commercial establishment, including but not limited to automotive service stations, for serving motor vehicle users shall be constructed or located within the right-of-way of, or on publicly-owned or publicly-leased land acquired or used for or in connection with, a controlled access highway, except that structures may be built within safety rest and tourist information center areas and space within state owned buildings in those areas may be leased for the purpose of providing information to travelers through commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.

Sec. 6. Minnesota Statutes 1978, Section 161.23, Subdivision 3, is amended to read:

**Subd. 3. LEASING.** The commissioner may lease for the term between the acquisition and sale thereof and for a fair rental rate and upon such terms and conditions as he deems proper, any excess real estate acquired under the provisions of this section, and any real estate acquired in fee for trunk highway purposes and not presently needed therefor. All rents received from the leases shall be paid into the state treasury. Seventy percent of the rents shall be credited to the trunk highway fund. The remaining thirty percent shall be paid to the county treasurer where the real estate is located, and shall be distributed in the same manner as real estate taxes. This subdivision does not apply to real estate leased for the purpose of providing commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.

Sec. 7. Minnesota Statutes 1978, Section 161.433, Subdivision 2, is amended to read:

**Subd. 2. CONSIDERATION FOR USE.** The consideration paid for the use of air space or subsurface areas shall be determined by the commissioner, but in no event shall it be less than a fair rental rate, and shall include costs for the erection and maintenance of any facilities or other costs occasioned by that use. All moneys received shall be paid into the trunk highway fund. This subdivision does not apply to real estate leased for the purpose of providing commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.

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Sec. 8. Minnesota Statutes 1978, Section 161.434, is amended to read:

161.434 **RIGHT OF WAYS OF INTERSTATE AND TRUNK HIGHWAYS; LIMITED LAND USE.** The commissioner may also make such arrangements and agreements as he deems necessary in the public interest for the limited use of land owned as interstate or trunk highway right of way, which use shall be for highway purposes, including aesthetic purposes, but not including the erection of permanent buildings, except buildings or structures erected for the purpose of providing information to travelers through commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4. The commissioner shall secure the approval of the appropriate federal agency where such approval is required.

Sec. 9. **EFFECTIVE DATE.** This act is effective the day following its final enactment.

Approved April 7, 1980

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**CHAPTER 495—H.F.No. 1794**

*An act relating to county court district 8C; providing for residency of county court judges in the counties of Big Stone, Grant, Pope, Stevens, Traverse and Wilkin; providing for election of judges in those counties.*

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

Section 1. In order to make judicial services available to the widest geographic area in county court district 8C, consisting of the counties of Big Stone, Grant, Pope, Stevens, Traverse and Wilkin, no more than one county court judge may reside in any one county unless there is a resident judge in each county of that district. This section shall not apply during the first two years after a second judge resident of the county is appointed or elected.

Sec. 2. The voters in Grant County shall be entitled to vote in the election of any county court judge in county court district 8C occurring prior to the regular elections for county court judges in November 1982.

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

Approved April 7, 1980

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**CHAPTER 496—H.F.No. 1800**

*An act relating to health care; regulating benefits made available under certain health care plans; requiring coverage for reconstructive surgery under certain condi-*

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