

of Minnesota, shall provide genetic information and counseling to veterans who have concerns regarding the possible genetic effects which may be associated with exposure to chemical agents, including Agent Orange.

Subd. 3. TECHNICAL ASSISTANCE. The commissioner of health shall provide scientific information and other appropriate technical assistance necessary to enable the commissioner to perform the duties and responsibilities required under sections 1 to 8.

Sec. 7. [196.25] CONFIDENTIALITY.

The identity of a veteran about whom information has been received under sections 1 to 8 is classified as private data pursuant to section 15.162, subdivision 5a, and may not be disclosed unless the veteran consents to the disclosure. Summary data, as defined in section 15.162, subdivision 9, derived from information received under sections 1 to 8 is public information.

Sec. 8. [196.26] CLASS ACTION REPRESENTATION BY ATTORNEY GENERAL.

The commissioner may request the attorney general to represent a class of individuals composed of veterans who may have suffered adverse health conditions as a result of possible exposure to chemical agents, including Agent Orange, in a suit for release of information relating to exposure to these chemicals during military service and for release of individual medical records.

Sec. 9. APPROPRIATION.

The sum of \$62,500 is appropriated from the general fund to the commissioner for the purpose of administering sections 1 to 8. The sum is available to June 30, 1983. The approved complement of the department of veterans affairs is increased by two positions. The commissioner shall solicit any grants, gifts, bequests, or any other donations which might be available to fund the purpose of sections 1 to 8.

Sec. 10. EFFECTIVE DATE.

Sections 1 to 9 are effective the day following final enactment.

Approved March 22, 1982

CHAPTER 514 — S.F.No. 536

An act relating to government operations; providing for powers of the Western Lake Superior Sanitary District; providing for the board membership and powers of the Moose Lake and Windemere area sanitary sewer district; authorizing the city of Sandstone to exchange certain lands with the federal government; authorizing the city of Lake Wilson to exceed certain levy limits; authorizing Carver County, to make electronic funds transfers;

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authorizing the city of Finlayson to interpret certain fire code provisions; changing certain definitions and procedures relating to cable communications system franchises and operations; requiring the commissioner of human rights to provide coordination services; eliminating certain animal licensing and registration requirements; appropriating money; amending Minnesota Statutes 1980, Sections 238.02, Subdivision 3; 238.03; 238.05, by adding a subdivision; 238.06, Subdivision 6; 238.09, Subdivisions 6 and 7; 238.11, Subdivision 2; and 238.12, Subdivisions 1 and 2; Laws 1971, Chapter 478, Section 2, Subdivision 17; Section 8, as amended; Section 9, Subdivision 1; and Section 9a, Subdivision 1, as amended; Laws 1974, Chapter 400, Section 3, Subdivision 12, as amended; and Section 4, Subdivision 2, as amended; repealing Minnesota Statutes 1980, Section 35.695; and Laws 1974, Chapter 400, Section 8, Subdivision 5, as amended.

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

Section 1. Laws 1971, Chapter 478, Section 2, Subdivision 17, is amended to read:

Subd. 17. "Current costs of acquisition, betterment and debt service" means interest and principal estimated to be due during the budget year on bonds issued to finance said acquisition and betterment and all other costs of acquisition and betterment estimated to be paid incurred during such year from funds other than but not otherwise payable out of bond proceeds and federal or state grants.

Sec. 2. Laws 1971, Chapter 478, Section 8, as amended by Laws 1974, Chapter 377, Section 9, is amended to read:

Sec. 8. BUDGET.

The board shall prepare and adopt, on or before December 31, 1971, and on or before September 1, 1972, and each year thereafter, a budget showing for the following calendar year or other fiscal year determined by the board, sometimes referred to in this act as the budget year, the estimated receipts of money revenue from all sources, including but not limited to payments by each local government unit, income earned in the operation of the district disposal system, federal or state grants, taxes on property, and funds on hand at the beginning of the year, and estimated expenditures expenses for:

- (1) Credits to each local government unit under section 6, subdivision 4;
- (2) Deferred payments under section 9, subdivision 3;
- (3) Costs of operation, administration and maintenance of the district disposal system;
- (4) Costs of acquisition and betterment of the district disposal system; and
- (5) Debt service, including principal and interest, on general obligation bonds and certificates issued pursuant to section 13, obligations assumed under section 6, subdivision 3, and any money judgments entered by a court of competent jurisdiction. Expenditures Expenses within these general categories,

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and such others as the board may from time to time determine, shall be itemized in such detail as the board shall prescribe. The board and its officers, agents and employees shall not ~~spend money incur an expense~~ for any purpose other than debt service without having set forth such expense in the budget nor in excess of the amount set forth in the budget therefor, and no obligation to ~~make incur~~ such an ~~expenditure expense~~ shall be enforceable except as the obligation of the person or persons incurring it; providing that the board may amend the budget at any time by transferring from one purpose to another any ~~sums revenue~~ except money for debt service and bond proceeds and by increasing ~~expenditures~~ expenses in any amount by which ~~cash receipts~~ revenue during the budget year actually is estimated to exceed the total amounts designated in the original budget. The creation of any obligation pursuant to section 13 or the receipt award of any federal or state grant is a sufficient budget designation of the proceeds for the purpose for which it is authorized, and of the tax or other revenue pledged to pay the obligation and interest on it, whether or not specifically included in any annual budget. The budget shall contain, in addition to the provisions above, the estimated ~~receipts of money from~~ revenue from income earned in the operation of solid waste disposal sites or facilities and estimated ~~expenditures~~ expenses for the operation of such solid waste disposal sites or facilities. Revenues from the operation of disposal sites or facilities shall not be used to fund in whole or in part the maintenance or operation of the district disposal system as that term is defined in section 2 above.

Sec. 3. Laws 1971, Chapter 478, Section 9, Subdivision 1, is amended to read:

Sec. 9. ALLOCATION OF COSTS.

Subdivision 1. **DEFINITION OF CURRENT COSTS.** The estimated cost of administration, operation, maintenance and debt service of the district disposal system ~~to be paid by the board in each fiscal year~~ and the estimated costs of acquisition and betterment of the system ~~which are to be paid during the year from funds other than the board shall incur in the budget year other than cost of acquisition and betterment which are payable out of state or federal grants and bond proceeds and all other previously unallocated payments made unrecovered costs incurred by the board pursuant to this act to be allocated in such year are referred to as current costs and shall be allocated recovered by the board to from the local government units as hereinafter provided in the budget for such year.~~

Sec. 4. Laws 1971, Chapter 478, Section 9a, Subdivision 1, as added by Laws 1974, Chapter 377, Section 10 is amended to read:

Sec. 9a. ALLOCATION OF COSTS OF OPERATION OF SOLID WASTE DISPOSAL SITES OR FACILITIES.

Subdivision 1. **DEFINITION OF CURRENT COSTS.** The estimated cost to the district of the administration, operation, maintenance and debt service

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of solid waste disposal sites or facilities and the estimated costs of acquisition and betterment of the disposal sites or facilities which ~~are to be paid from funds, other than the board shall incur in the budget year, other than cost of acquisition and betterment which are payable out of state or federal grants and bond proceeds, and all other previously unallocated payments made unrecovered costs incurred~~ by the board are referred to as current costs and shall be recovered by the board through a system of user charges.

Sec. 5. Laws 1974, Chapter 400, Section 3, Subdivision 12, as amended by Laws 1980, Chapter 507, Section 5, is amended to read:

Subd. 12. "District disposal system" means any and all of the interceptors, or treatment works owned, constructed or operated by the board unless designated by the board as local sanitary sewer facilities; and includes any water system or refuse disposal system facilities in the town of Moose Lake owned, constructed or operated by the board.

Sec. 6. Laws 1974, Chapter 400, Section 4, Subdivision 2, as amended by Laws 1980, Chapter 507, Section 6, is amended to read:

Subd. 2. **MEMBERS AND SELECTION.** The board shall be composed of two members appointed by the Moose Lake town board, two members appointed by the Windemere town board, two members appointed by the governing body of each municipality subsequently annexed to the district, and one member who shall reside in the district Moose Lake or Windemere, appointed by majority vote of the foregoing members a joint meeting of the town boards and other governing bodies of the municipalities in the district. Each member shall have one vote on matters coming before the board.

Sec. 7. CITY OF SANDSTONE LAND EXCHANGE.

Subdivision 1. The city of Sandstone, hereafter called the city, is the owner of certain tracts of land located within the county of Pine, state of Minnesota, more particularly described as the:

Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4), Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4), Southwest Quarter of the Southeast Quarter (SW1/4 SE1/4), Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4), of Section Three (3), Township Forty-Two (42) North, Range Twenty (20) West, and the Northeast Quarter of the Northwest Quarter (NE1/4 NW1/4), Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4), of Section Ten (10), Township Forty-Two (42) North, Range Twenty (20) West,

the above described property constituting tax forfeited land conveyed to the city by the state of Minnesota by deeds of conveyance dated February 13, 1959 and May 15, 1959.

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Subd. 2. The United States government, department of interior, fish and wildlife service, hereafter called the federal government, is the owner of a certain tract or tracts of land located in close proximity to the city and constituting a part of the Sandstone unit of the Rice Lake national wildlife refuge.

Subd. 3. The city desires to acquire certain portions of that tract or tracts of land owned by the federal government for use in the location and construction of a wastewater stabilization pond and setback area. The federal government in turn, desires to acquire certain portions of the land described in subdivision 1 and owned by the city, for wildlife management purposes.

Subd. 4. The city may negotiate an agreement with appropriate authorities of the federal government and may execute the required conveyance to the federal government of all or any portion of the lands described in subdivision 1 in exchange for the conveyance by the federal government to the city of lands of a substantially equal valuation owned by the federal government which are suitable and desirable for the location and construction of a wastewater stabilization pond and setback area. Land conveyed by the city is hereby released from the reservation for public use required by Minnesota Statutes, Section 282.01, Subdivision 1, and stated in the deeds described in subdivision 1 of this section as being exclusively for public recreational, camping, picnic grounds and park purposes, and is also released from the accompanying reversion.

Sec. 8. LAKE WILSON LEVY LIMIT.

Subdivision 1. The city of Lake Wilson may in the fiscal year ending June 30, 1983, exceed the levy limits provided by Minnesota Statutes, Chapter 275, by a maximum of \$15,000.

Subd. 2. This section is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the governing body of the city of Lake Wilson.

Sec. 9. CARVER COUNTY; ELECTRONIC FUNDS TRANSFERS.

Subdivision 1. Carver County may make electronic funds transfers in the same way as a school district in accordance with the conditions of Minnesota Statutes, Section 471.38, Subdivision 3. The county board may discharge the duties of the school board under that subdivision.

Subd. 2. This section is effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by the governing body of Carver County.

Sec. 10. CITY OF FINLAYSON; INTERPRETATION OF FIRE CODE PROVISION.

Other law to the contrary notwithstanding, the city of Finlayson may make reasonable interpretations regarding the application of any rule or amend-

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ment to the uniform fire code which affects the location of dwelling units or sleeping facilities near service stations.

Sec. 11. Minnesota Statutes 1980, Section 238.02, Subdivision 3, is amended to read:

Subd. 3. "Cable communications system" ~~shall mean any means~~ a system which operates for hire the service of receiving and amplifying programs broadcast by one or more television or radio stations and ~~any other programs~~ originated by a cable communications company or by another party, and distributing ~~such the~~ the programs by wire, cable, microwave or other means, whether ~~such the~~ the means are owned or leased, to persons who subscribe to ~~such the~~ the service. ~~Such The~~ The definition does not include:

(a) ~~any a system which serves fewer than 50 subscribers or a system which serves more than 50 but fewer than 1,000 subscribers if the governing bodies of all political subdivisions served by the system, vote, by resolution, to remove the system from the provisions of chapter 238. Any system which serves more than 50 but fewer than 1,000 subscribers that has been removed from the provisions of chapter 238 shall be returned to the provisions of chapter 238 if the governing bodies of fifty percent or more of the political subdivisions served by the system vote, by resolution in favor of the return;~~

(b) ~~any a~~ a master antenna television system;

(c) ~~any a~~ a specialized closed-circuit system which does not use the public rights-of-way for the construction of its physical plant; and

(d) ~~any a~~ a translator system which receives and rebroadcasts over-the-air signals.

Sec. 12. Minnesota Statutes 1980, Section 238.03, is amended to read:
238.03 APPLICATION.

~~The provisions of Sections 238.01 to 238.17 shall apply to every cable communications system and every cable communications company as defined in section 238.02, operating within the state, including a cable communications company which constructs, operates and maintains a cable communications system in whole or in part through the facilities of a person franchised to offer common or contract carrier services. Persons possessing franchises franchises for any of the purposes contemplated by the provisions of sections 238.01 to 238.17 shall be deemed to be~~ are subject to the provisions of sections 238.01 to 238.17 although no property ~~may have~~ has been acquired, business transacted or franchises exercised.

Sec. 13. Minnesota Statutes 1980, Section 238.05, is amended by adding a subdivision to read:

Subd. 18. The board shall adopt rules to ensure that all cable communications systems as defined in section 238.02, subdivision 3, and all systems which would meet that definition but for the number of subscribers served, provide

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adequate access for educational and governmental programming. In adopting the rules, the board shall give consideration to both the needs of the community and the capability of the system.

Sec. 14. Minnesota Statutes 1980, Section 238.06, Subdivision 6, is amended to read:

Subd. 6. The board may require from any a cable communications system granted a certificate of confirmation information and supporting documentation in the form and at the times the board ~~may deem~~ deems appropriate on an annual basis, or on sale, transfer or other major activity within a cable communications company. The board shall not release economic data of the cable communications company, including operating revenues and profitability, to the general public or to other cable communication companies except in furtherance of specific duties or obligations of the board.

Sec. 15. Minnesota Statutes 1980, Section 238.09, Subdivision 6, is amended to read:

Subd. 6. Except as provided in subdivision 3, ~~every~~ a cable communications company shall ~~be required~~ to secure a certificate of confirmation from the board before becoming operational. Except as provided in subdivisions 3, 4, 5 and 9, ~~such the~~ certificate may be granted after full board proceedings and shall be for a period of ten years the same number of years as the initial franchise period. A renewal certificate of confirmation may be issued prior to the expiration of ~~any an~~ existing certificate.

Sec. 16. Minnesota Statutes 1980, Section 238.09, Subdivision 7, is amended to read:

Subd. 7. ~~Any A~~ renewal of a certificate of confirmation shall be for a period of ten years the same number of years as the renewal franchise period. A renewal certificate of confirmation may be issued prior to the expiration of ~~any an~~ existing certificate.

Sec. 17. Minnesota Statutes 1980, Section 238.11, Subdivision 2, is amended to read:

Subd. 2. No cable communications company may prohibit or limit ~~any a~~ program or class or type of program presented over a leased channel or ~~any a~~ channel made available for public access, governmental or educational purposes. The cable communications company is not liable for programming content.

Sec. 18. Minnesota Statutes 1980, Section 238.12, Subdivision 1, is amended to read:

Subdivision 1. Except as otherwise provided in this section, The rates charged by a cable communications company shall be those specified in the franchise, which may establish, or provide for the establishment of reasonable classifications of service and categories of subscribers, or specify different rates for differing services or for subscribers in different categories may be established in the franchise by the municipality.

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Sec. 19. Minnesota Statutes 1980, Section 238.12, Subdivision 2, is amended to read:

Subd. 2. Such rates may not be changed except as provided for in the approved franchise Procedures for rate changes may be established in the approved franchise by the municipality.

Sec. 20. HUMAN RIGHTS; APPROPRIATIONS.

The commissioner of human rights shall coordinate the provision of human rights services in the city of Duluth with other state agencies. The commissioner shall provide the services, including at least one employee at the Duluth location, in a cost-effective manner during the biennium ending June 30, 1983.

For purposes of this section, there is appropriated from the general fund to the commissioner of human rights the sum of \$20,000 to be made available until June 30, 1983.

Sec. 21. REPEALER.

Minnesota Statutes 1980, Section 35.695, is repealed.

Sec. 22. REPEAL.

Laws 1974, Chapter 400, Section 8, Subdivision 5, added by Laws 1980, Chapter 507, Section 8, is repealed.

Sec. 23. EFFECTIVE DATE.

Sections 5, 6, and 22 are effective the day after compliance with Minnesota Statutes, Section 645.021, Subdivision 3, by both of the town boards of the towns of Moose Lake and Windemere. Section 7 is effective upon approval by the Sandstone city council and compliance with Minnesota Statutes, Section 645.021, Subdivision 3. Sections 11 to 19 are effective the day following final enactment.

Approved March 22, 1982

CHAPTER 515 — H.F.No. 612

An act relating to cable communications; changing the definition of cable communications system; reducing the number of days available to the metropolitan council for review of cable service territory proposals; conforming the certificate of confirmation term to the franchise term; authorizing rules preventing obstruction of service to multiple unit dwellings and tracts of multiple dwelling units; providing to municipalities the option concerning cable service rates information included in a franchise; amending Minnesota Statutes 1980, Sections 238.02, Subdivision 3; 238.05, Subdivision 7, and by adding a subdivision; 238.09, Subdivisions 6 and 7, and by adding a subdivision; 238.12, by adding a subdivision; repealing Minnesota Statutes 1980, Section 238.12, Subdivisions 1 and 2.

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