

documentary fee or document administration fee in excess of \$50 for services actually rendered to, for, or on behalf of, the retail buyer in preparing, handling, and processing documents relating to the motor vehicle and the closing of the retail sale. "Documentary fee" and "document administration fee" do not include an optional electronic transfer fee as defined under subdivision 25.

Sec. 5. Minnesota Statutes 2004, section 168.66, is amended by adding a subdivision to read:

Subd. 25. **OPTIONAL ELECTRONIC TRANSFER FEE.** "Optional electronic transfer fee" means a charge for services agreed upon between the parties for electronic transmission of ownership records. The charge must be separately stated and identified as "optional electronic transfer fee" on the sales agreement maintained under Minnesota Rules, part 7400.5200. At least half of the fee must be paid to an electronic transmission service provider.

Presented to the governor May 6, 2005

Signed by the governor May 9, 2005, 11:05 p.m.

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#### CHAPTER 46—S.F.No. 1486

*An act relating to public safety; prohibiting quotas for issuing traffic and vehicle inspection citations; amending Minnesota Statutes 2004, section 299D.08.*

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

Section 1. Minnesota Statutes 2004, section 299D.08, is amended to read:

#### 299D.08 **TRAFFIC CITATION QUOTA PROHIBITED.**

The State Patrol or a law enforcement agency shall not order, mandate, require, or suggest to a patrol trooper, commercial vehicle inspector, or law compliance representative that the patrol trooper, inspector, or representative issue a certain number of traffic citations on a daily, weekly, monthly, quarterly, or yearly quota basis.

Presented to the governor May 6, 2005

Signed by the governor May 9, 2005, 11:15 p.m.

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#### CHAPTER 47—S.F.No. 1841

*An act relating to natural resources; eliminating the Project Riverbend Board; amending Minnesota Statutes 2004, sections 103F.387; 103F.389, subdivision 2; 103F.391; repealing*

New language is indicated by underline, deletions by ~~strikeout~~.

*Minnesota Statutes 2004, sections 103F.383, subdivisions 1, 2; 103F.385; 103F.389, subdivisions 3, 4; 103F.393.*

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

Section 1. Minnesota Statutes 2004, section 103F.387, is amended to read:

**103F.387 COMPREHENSIVE PLAN.**

(a) The comprehensive plan known as "Project Riverbend Fifth Draft, June 1981" shall be implemented by the board and the counties as provided in ~~sections 103F.383 to 103F.393~~. The counties shall adopt land use ordinances consistent with the plan. The standards set forth in the plan are the minimum standards that may be adopted by ~~the board and the counties~~. The ~~board~~ counties may amend the comprehensive land use plan in any way that does not reduce the minimum standards set forth in the plan.

(b) ~~The board shall develop and establish a schedule for implementation and administration of the plan by the counties. The schedule shall be binding on the counties subject to approval by the governing bodies of the respective counties.~~

Sec. 2. Minnesota Statutes 2004, section 103F.389, subdivision 2, is amended to read:

Subd. 2. **LAND USE ACTIONS MUST BE CONSISTENT WITH PLAN.** (a) Notwithstanding any contrary provision of chapter 394, an action of a type specified in subdivision 1, clauses (1) to (3), is not effective until the county board has reviewed the action and certified that it is consistent with the comprehensive land use plan of the board.

(b) In determining consistency of ordinances and ordinance amendments, the provisions of the comprehensive land use plan shall be considered minimum standards. An aggrieved person may appeal a decision of the type specified in subdivision 1, clauses (1) to (3), which is reviewed by the county board under this section in the manner provided for review of a decision of a board of adjustment under section 394.27, subdivision 9, ~~but only after the procedures prescribed under this section have been completed.~~

Sec. 3. Minnesota Statutes 2004, section 103F.391, is amended to read:

**103F.391 RESTRICTIONS ON LAND INCORPORATED OR ANNEXED.**

(a) If land subject to the comprehensive land use plan of the ~~board~~ is annexed, incorporated, or otherwise subjected to the land use planning authority of a home rule charter or statutory city, a moratorium shall exist on all subdivision platting and building permits on that land until zoning regulations are adopted for the land that comply with the provisions of the comprehensive land use plan of the ~~board~~.

(b) The moratorium shall also apply to construction, grading and filling, and vegetative cutting as those activities are defined in the comprehensive plan.

(c) This section does not apply to work done pursuant to lawful permits issued before the land became subject to the land use planning authority of the city.

New language is indicated by underline, deletions by ~~strikeout~~.

**Sec. 4. REPEALER.**

Minnesota Statutes 2004, sections 103F.383, subdivisions 1 and 2; 103F.385; 103F.389, subdivisions 3 and 4; and 103F.393, are repealed.

Presented to the governor May 6, 2005

Signed by the governor May 10, 2005, 7:55 a.m.

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**CHAPTER 48—S.F.No. 879****VETOED**

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**CHAPTER 49—S.F.No. 1016**

*An act relating to local government; permitting delegation of duties to board of adjustment; amending Minnesota Statutes 2004, section 18.83, subdivision 3.*

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

Section 1. Minnesota Statutes 2004, section 18.83, subdivision 3, is amended to read:

**Subd. 3. APPEAL OF INDIVIDUAL NOTICE; APPEAL COMMITTEE.** (1) A recipient of an individual notice may appeal, in writing, the order for control or eradication of noxious weeds. This appeal must be filed with a member of the appeal committee in the county where the land is located within two working days of the time the notice is received. The committee must inspect the land specified in the notice and report back to the recipient and the inspector who issued the notice within five working days, either agreeing, disagreeing, or revising the order. The decision may be appealed in district court. If the committee agrees or revises the order, the control or eradication specified in the order, as approved or revised by the committee, may be carried out.

(2) The county board of commissioners shall appoint members of the appeal committee. The membership must include a county commissioner or municipal official and a landowner residing in the county. The expenses of the members may be reimbursed by the county upon submission of an itemized statement to the county auditor. At its option the county board of commissioners, by resolution, may delegate the duties of the appeal committee to its board of adjustment established pursuant to section 394.27. When carrying out the duties of the appeal committee, the zoning board

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