

Dakota county who shall not vote and who may be a member of the county board.

Approved June 2, 1977.

CHAPTER 369—H.F.No.320

An act relating to labor; prohibiting mandatory tip pooling; providing for a change in the application of the tip credit in computing minimum wage; amending Minnesota Statutes 1976, Sections 177.23, Subdivision 9; 177.24; 177.28, Subdivision 4.

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

Section 1. Minnesota Statutes 1976, Section 177.23, Subdivision 9, is amended to read:

Subd. 9. **LABOR; MINIMUM WAGE; TIP POOLING.** "Gratuities" means voluntary monetary contributions received directly or indirectly by an employee from a guest, patron, or customer for services rendered and includes an obligatory charge assessed to customers, guests or patrons which might reasonably be construed by the guest, customer, or patron as being a payment for personal services rendered by an employee and for which no clear and conspicuous notice is given by the employer to the customer, guest, or patron that the charge is not the property of the employee.

Sec. 2. Minnesota Statutes 1976, Section 177.24, is amended to read:

177.24 **PAYMENT OF MINIMUM WAGES.** Subdivision 1. Except as may otherwise be provided in sections 177.21 to 177.35, or by regulation issued pursuant thereto, every employer shall pay to each of his employees who is 18 years of age or older wages at a rate of not less than \$2.10 an hour and shall pay to each of his employees who is under the age of 18 wages at a rate of not less than \$1.89 an hour.

Subd. 2. No employer shall directly or indirectly credit, apply or utilize gratuities towards payment of minimum wages except as provided for under section 177.28.

Subd. 3. For purposes of chapter 177, any gratuity received by an employee or deposited in or about a place of business for personal services rendered by an employee is the sole property of the employee. No employer shall require an employee to contribute or share a gratuity received by the employee with the employer or other employees or to contribute any or all of the gratuity to a fund or pool operated for the benefit of the employer or his employees, provided that nothing in this section shall prevent an employee from voluntarily, and upon an individual basis, sharing his gratuities with other employees. The agreement to share gratuities shall be made by the employees free of any employer participation.

Sec. 3. Minnesota Statutes 1976, Section 177.28, Subdivision 4, is amended to read:

Changes or additions indicated by underline deletions by strikeout

Subd. 4. An employee who receives ~~\$20~~ \$35 or more per month in gratuities is a tipped employee. ~~His~~ An employer is entitled to a credit in an amount up to ~~25~~ 20 percent of the minimum wage which a tipped employee receives. ~~Said~~ The credit against the wages due ~~for gratuities received by a tipped employee~~ may not be taken unless at the time the credit is taken the employer has received a signed statement for that pay period from each the tipped employee stating that he did receive and retain during the that pay period all gratuities received by him in an amount equal to or greater than the credit applied against the wages due by his employer. ~~Such~~ The statements shall be maintained by the employer as a part of his business records.

Sec. 4. This act is effective September 15, 1977.

Approved June 2, 1977.

CHAPTER 370—H.F.No.331

An act relating to motor vehicles; requiring information as to all owners in applications for registration or certificate of title; appropriating money; amending Minnesota Statutes 1976, Sections 168.10, Subdivision 1; 168A.04, Subdivision 1; and 168A.05, Subdivision 3.

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

Section 1. Minnesota Statutes 1976, Section 168.10, Subdivision 1, is amended to read:

168.10 **MOTOR VEHICLES; REGISTRATION; CLASSIC CARS; COLLECTOR'S VEHICLES.** Subdivision 1. **APPLICATION.** Except as provided in subdivisions 1a, 1b, and 1c of this section, every owner of any motor vehicle in this state, not exempted by section 168.012 or section 168.26, shall as soon as ~~he shall become the owner thereof~~ ownership of a motor vehicle is acquired and annually thereafter during the period November 15 to March 1 following, both dates inclusive, file with the registrar commissioner of public safety on a blank provided by him a listing for taxation and application for the registration of such vehicle, stating the name first, middle, and last names, the dates of birth, and address addresses of the owner all owners thereof who are natural persons, the full names and addresses of all other owners, the name and address of the person from whom purchased, make of motor vehicle, year and number of the model, manufacturer's identification number ~~and~~ or serial number, type of body, the weight of the vehicle in pounds, for trailers only, its rated load carrying capacity and for buses only, its seating capacity, and such other information as the registrar commissioner may require. Any false statement wilfully and knowingly made in regard thereto shall be deemed perjury and punished accordingly. The listing and application for registration by dealers or manufacturers' agents within the state, of motor vehicles received for sale or use within the state shall be accepted as compliance with the requirements of this chapter, imposed upon the manufacturer.

Registration shall be refused a motor vehicle if the original identification or serial

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