

- (4) To take bear, \$25.25;
- (5) To take turkeys, \$30, in addition to a small game license;
- (6) To hunt raccoon, ~~\$50~~ \$100, in addition to nonresident small game license.

Sec. 2. Minnesota Statutes 1978, Section 100.29, is amended by adding a subdivision to read:

Subd. 33. It shall be unlawful for any person, other than the trapper or his agent or landowner or lessee of the land or an agent of the commissioner, to remove or tamper with any trap legally set for the purpose of taking fur bearing animals or unprotected wild animals. A violation of this subdivision shall be a misdemeanor.

Sec. 3. **EFFECTIVE DATE.** Section 1 of this act is effective March 1, 1980. Section 2 is effective the day following final enactment.

Approved May 7, 1979.

CHAPTER 74—S.F.No.1149

An act relating to workers' compensation; allowing certain owners and partners of farms or businesses, and their close relatives, to elect workers' compensation coverage; amending Minnesota Statutes 1978, Sections 176.012; and 176.041, Subdivision 1.

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

Section 1. Minnesota Statutes 1978, Section 176.012, is amended to read:

176.012 OWNERS MAY BE COVERED. For the purposes of this chapter, an owner or owners of a business or farm, partner or partners of a partnership owning a business or farm, executive officer of a family farm corporation as defined in section 500.24, subdivision 4 2, clause (c), or an executive officer of a closely held corporation which employed less than the equivalent of 11 full time employees in the previous calendar year if that executive officer is also an owner of at least 25 percent of the stock of that corporation, and the spouse, parent, and child, regardless of age, of the farm or business owner or farm owners, partner or partners, or executive officer and working therefor, or partners of a partnership owning a business or farm; whether or not employing any other person to perform a service for hire, shall be included within the meaning of the term employee if the owner, owners, partners, family farm corporation or executive officer of a closely held corporation elect to come under the provisions of this chapter, and provide the insurance required thereunder. The election provided in this section shall be exercised at the termination of a policy issued under this chapter where such a policy is in effect. In the case of self-insurers the election provided shall be exercised at the termination of a period of approved self-insurance. Nothing in this section shall be construed to limit the responsibilities of the owners, partners, family farm

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corporations or closely held corporations to provide coverage for their employees, if any, required under this chapter.

Sec. 2. Minnesota Statutes 1978, Section 176.041, Subdivision 1, is amended to read:

176.041 EXCLUDED EMPLOYMENTS; APPLICATION, EXCEPTIONS.

Subdivision 1. **EMPLOYMENTS EXCLUDED.** This chapter does not apply to persons employed by any common carrier by railroad engaged in interstate or foreign commerce, which persons are covered by the Federal Employers' Liability Act (45 U.S.C. 51-60) or other comparable federal law; persons employed by family farms as defined by section 176.011, subdivision 11a, ~~spouses the spouse , parents parent and children child ,~~ regardless of their age, of a farmer employer working for him; partners engaged in any farm operation ~~or partners engaged in a business~~ and the ~~spouses spouse , parents parent ,~~ and ~~children child ,~~ regardless of age, of any of the partners ~~of the farm operation or business~~ ; an executive officer of a family farm corporation; any spouse, parent, or child, regardless of age, of an executive officer of a family farm corporation as defined in section 500.24, subdivision 2, employed by that family farm corporation; or other farmers or members of their families exchanging work with the farmer employer or family farm corporation operator in the same community, or persons whose employment at the time of the injury is casual, and not in the usual course of the trade, business, profession, or occupation of his employer; nor does it apply to officers or members of veteran's organizations whose employment relationship arises solely by virtue of attending meetings or conventions of their organization, unless ~~such the~~ the veteran's organizations elect by resolution to provide coverage under this chapter for ~~such the~~ the officers or members. Neither shall the chapter apply to any person employed as a household worker in, for, or about, a private home or household who earns less than \$500 in cash in any three month period from a single private home or household provided that any household worker who has earned \$500 or more from his present employer in any three month period within the previous year shall be covered by ~~Laws 1975, Chapter 359 this chapter~~ regardless of whether or not he has in the present quarter earned \$500. This chapter does not apply to those persons employed by a corporation where those persons are related by blood or marriage, within the third degree of kindred according to the rules of civil law, to all of the officers of the corporation, and if the corporation files a written election with the commissioner of labor and industry to have those persons excluded from this chapter. This chapter does not apply to a nonprofit association which does not pay more than \$500 in salary or wages in a year. ~~Employers' Liability Act (45 U.S.C. 51-60) or other comparable federal law; persons employed by family farms as defined by section 176.011, subdivision 11a; spouses; parents and children; regardless of their age; of a farmer employer working for him; partners engaged in any farm operation and the spouses; parents; and children; regardless of age; of any of the partners; an executive officer of a family farm corporation; any spouse; parent; or child; regardless of age; of an executive officer of a family farm corporation as defined in section 500.24; subdivision 1; employed by that family farm corporation; or other farmers or members of their families exchanging work with the farmer employer or family farm corporation operator in the same community; or persons whose employment at the time of the injury is casual; and not in the usual course of the trade; business; profession; or occupation of his employer; nor does it apply to officers or members of veteran's organizations whose employment~~

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relationship arises solely by virtue of attending meetings or conventions of their organization; unless such veteran's organizations elect by resolution to provide coverage under this chapter for such officers or members. Neither shall the chapter apply to any person employed as a household worker in, for, or about, a private home or household who earns less than \$500 in cash in any three month period from a single private home or household provided that any household worker who has earned \$500 or more from his present employer in any three month period within the previous year shall be covered by Laws 1975, Chapter 359 regardless of whether or not he has in the present quarter earned \$500. This chapter does not apply to those persons employed by a corporation where those persons are related by blood or marriage, within the third degree of kindred according to the rules of civil law, to all of the officers of the corporation, and if the corporation files a written election with the commissioner of labor and industry to have those persons excluded from this chapter. This chapter does not apply to a nonprofit association which does not pay more than \$500 in salary or wages in a year.

Approved May 7, 1979.

CHAPTER 75—H.F.No.67

An act relating to Blue Earth county; authorizing the county of Blue Earth to contract for the completion of the improvement of county ditch No. 27; setting limits for the expenditure of money for the improvement thereof; providing for the financing thereof; amending Laws 1975, Chapter 249, Section 1, Subdivision 1, as amended; and Section 2, as amended.

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

Section 1, Laws 1975, Chapter 249, Section 1, Subdivision 1, as amended by Laws 1976, Chapter 157, Section 1, is amended to read:

Section 1. **BLUE EARTH COUNTY; DITCH NO. 27; IMPROVEMENT.** Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Chapter 106, or any other law to the contrary, the county board of Blue Earth county may by contract expend a sum not to exceed ~~\$180,000~~ \$250,000 for the completion of the improvement of that certain county ditch heretofore designated county ditch No. 27, and to issue the general obligation drainage bonds of the county pursuant to Minnesota Statutes, Chapter 106 in order to provide the sums expended by authority of this section and all other costs incident thereto.

Sec. 2, Laws 1975, Chapter 249, Section 2, as amended by Laws 1976, Chapter 157, Section 2, is amended to read:

Sec. 2, Laws 1975, Chapter 249, is effective June 3, 1975, and shall expire on January 1, ~~1978~~ 1983 or whenever the construction of the improvement of county ditch No. 27 of Blue Earth county has been completed and the contracts let therefor accepted in accordance with Minnesota Statutes, Chapter 106.

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