

Be it enacted by the Legislature of the State of Minnesota:

Section 1. [136.55] **State colleges; board may purchase annuity.** Subdivision 1. At the request of an employee the state college board may negotiate and purchase an individual annuity contract from a company licensed to do business in Minnesota for an employee for retirement or other purposes and may allocate a portion of the compensation otherwise payable to the employee as salary for the purpose of paying the entire premium due or to become due under such contract. The allocation shall be made in a manner which will qualify the annuity premiums, or a portion thereof, for the benefit afforded under section 403 (b) of the current federal internal revenue code or any equivalent provision of subsequent federal income tax law. The employee shall own such contract and his rights thereunder shall be nonforfeitable except for failure to pay premiums.

Subd. 2. All amounts so allocated shall be deposited in an annuity account which is hereby established in the state treasury. There is annually appropriated from the annuity account in the state treasury to the state college board all moneys deposited therein for the payment of annuity premiums when due or for other application in accordance with the salary agreement entered into between the employee and the state college board. The moneys in the annuity account in the state treasury are not subject to the budget, allotment, and incumbrance system provided for in Minnesota Statutes, Chapter 16, and any act amendatory thereof.

Approved May 3, 1963.

CHAPTER 482—S. F. No. 896

An act relating to wild animals; authorizing the commissioner of conservation to take and dispose of rough fish and other aquatic species; amending Minnesota Statutes 1961, Sections 97.48, Subdivision 4; and 97.486, Subdivision 1.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 97.48, Subdivision 4, is amended to read:

Subd. 4. **Rough fish; disposal.** *Except as otherwise expressly provided,* the commissioner is authorized to take rough fish, turtles, ciscoes, herring, whitefish and smelt from any of the waters of this state by means of day labor, contract or permit through the

Changes or additions indicated by italics, deletions by strikeout.

use of seines, nets, or any other devices, under such rules, regulations, contracts or permits as he shall prescribe. All rough fish, turtles, ciscoes, herring, whitefish and smelt so removed by the commissioner shall be disposed of in such form and in such manner as he, by regulation, contract or permit shall prescribe. The provisions of this subdivision shall supersede the provisions of Laws 1939, Chapter 431, as amended, so far as applicable to the letting or making of contracts for taking or sale of *rough fish or other species hereunder. In awarding any contract for the removal of such rough fish or other species, the commissioner shall take into consideration the qualifications of the applicant, his equipment, his knowledge of the affected waters, and his general ability to perform the work well, and in view thereof shall fix the contractor's compensation at such rate or rates as the commissioner deems reasonable without competitive bidding. The provisions of this subdivision are subject to the provisions of section 97.486 relating to the sale of such rough fish or other species and to payment to the state therefor.*

Sec. 2. Minnesota Statutes 1961, Section 97.486, Subdivision 1, is amended to read:

97.486 Rough fish taken under contract or permit, sale. Subdivision 1. The commissioner of conservation of the state of Minnesota shall grant any person engaged in taking rough fish under contract or under permit the right to sell any or all of said rough fish so taken by him to such persons and for such prices and on such terms as he sees fit, subject to such conditions as may be contained in the contract pertaining to the payment for such fish to the state, and subject further to any other regulation imposed by the commissioner.

Approved May 3, 1963.

CHAPTER 483—S. F. No. 1152

An act relating to regulation of the sale and distribution of mixed fertilizers and fertilizers; changing certain provisions relating to fees; appropriating money; amending Minnesota Statutes 1961, Sections 17.204, Subdivision 1; and 17.206, Subdivision 1.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 17.204, Subdivision 1, is amended to read:

17.204 Fertilizers; sale and distribution; registration of

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