

demn by eminent domain the property described in Section 1 is given said county notwithstanding any and all provisions of Minnesota Statutes, Chapters 306 and 307.

Sec. 3. This act shall take effect upon its approval by the board of county commissioners of Ramsey county, and upon compliance with Minnesota Statutes 1961, Section 645.021.

Approved May 26, 1965.

CHAPTER 879—H. F. No. 2183

[Coded]

An act designating the state board of education as the state agency for federal funds for elementary and secondary schools; empowering the state board of education to contract with the federal government for interchange of personnel under the Elementary and Secondary Education Act of 1965, and for other purposes.

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

Section 1. [124.79] **State board of education; elementary and secondary education; acceptance of federal funds.** The state board of education is designated as the state agency to apply for, receive, accept, and administer federal funds which are made available under Public Law 89-10, an act of the 89th Congress entitled "An Act to strengthen and improve educational quality and educational opportunities in the nation's elementary and secondary schools," cited as the "Elementary and Secondary Education Act of 1965," and it shall comply with all requirements of such federal law or regulations to enable it to apply for, receive, and accept such funds.

The state board shall prescribe rules and regulations under which contracts, agreements, or arrangements may be made with agencies of the federal government for funds, services, commodities, or equipment to be made available to the schools, school systems, and educational institutions under the supervision or control of the state board, and such contracts, agreements, or arrangements shall be entered into in no other manner.

All arrangements under the Elementary and Secondary Education Act of 1965, and amendments thereto, for assignment of officers and employees of the state of Minnesota to the office of education

Changes or additions indicated by italics, deletions by ~~strikeout~~.

of the federal government shall be made in accordance with the rules and regulations of the state board.

Approved May 26, 1965.

CHAPTER 880—H. F. No. 2244

[Coded in Part]

An act relating to the public employees retirement association; amending Minnesota Statutes 1961, Sections 353.01, Subdivision 2, as amended; 353.01, Subdivision 28; 353.27, Subdivision 4; 353.29, Subdivision 4; 353.31, by adding a new subdivision thereto; 353.33, Subdivision 2; 353.60, Subdivision 2, as amended; 353.66, by adding a new subdivision thereto; and 353.67.

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

Section 1. Minnesota Statutes 1961, Section 353.01, Subdivision 2, as amended by Laws 1963, Chapter 440, Section 1, and Laws 1963, Chapter 641, Section 3, is amended to read:

Subd. 2. **Public employees retirement association; public employee.** (1) "Public employee" means any person performing personal services as an elected or appointed officer or employee for a governmental subdivision or for an elected officer thereof, *including any probate judge, municipal judge or special municipal judge*, and whose salary is paid, in whole or in part, from revenue derived from taxation, or by fees, assessments, or from other sources. The term "public employee" also means any person serving as an elected member of the legislature of the state of Minnesota, the secretary of the senate and the chief clerk of the house of representatives, or any person appointed as a district court reporter in this state and any officer or employee of the public employees retirement association, or any employee of the League of Minnesota Municipalities.

(2) "Public employee" does not mean

(a) persons employed for professional services where such service is incidental to regular professional duties and whose compensation is paid on a per diem basis;

(b) election officers;

(c) persons who are independent contractors and their employees;

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