

Sec. 6. The city may exercise any or all of the powers of a port authority (other than a seaway port authority) granted in Minnesota Statutes, Sections 458.16, 458.17, and 458.191 to 458.196.

Sec. 7. All powers granted in this act may be exercised by resolution adopted by the city council, unless action by ordinance or by another commission, board, or officer is required by the city charter.

Sec. 8. This act shall become effective upon approval by resolution adopted by a majority of all members of the city council of the city of Minneapolis and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 27, 1965.

CHAPTER 888—S. F. No. 2001

[Coded in Part]

An act relating to interim and other study commissions created by the legislature; prescribing their membership, powers, duties, and jurisdiction; prescribing the duties of certain public officers and employees in connection therewith; appropriating money therefor.

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

Section 1. **Interim and study commissions.** Commissions to study, investigate, and consider governmental and related problems, existing laws, and the need for additional legislation in connection therewith, including but not limited to law revision and codification where necessary, are created and established in accordance with the provisions of this act. The powers and duties of each commission are as set forth in the section creating the commission and in section 8. The membership of each commission, unless otherwise provided in the section creating the commission, is as set forth in section 8. The appropriation for each commission is as set forth in section 9.

Sec. 2. **Governmental immunity interim commission.** A governmental immunity interim commission to investigate and study the doctrine of governmental immunity, liability, and suits against the state, municipal and quasi municipal corporations, political subdivisions and instrumentalities of the state of Minnesota is hereby created. The commission shall consist of five members of the senate, of whom three shall be lawyers and two non-lawyers, and five mem-

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bers of the house of representatives, of whom three shall be lawyers and two non-lawyers. The commission shall study the laws of this state, and the laws and experience of such other jurisdictions as may be applicable and pertinent. The commission's study shall be made for the purpose of codifying and clarifying the statutes of the state of Minnesota pertaining to the problem, and for the purpose of recommending additional legislation in this area that such investigation and analysis might deem appropriate and necessary. In addition to other powers relating to subpoenas granted by this act, the commission may subpoena witnesses and records of municipal subdivisions and those corporations and agencies doing business in the state of Minnesota of selling property damage and personal injury liability insurance to municipal bodies within the state of Minnesota. The commission shall continue the study commenced under Laws 1963, Chapter 888, Section 8.

Sec. 3. Highway interim commission. An interim commission is hereby created to study and consider problems relating to highways and highway safety. The commission's study shall include but not be limited to the following matters: (1) Highway needs of the state; (2) operations of the state highway department; (3) proposals intended to improve highway safety; (4) adequacy of laws relating to highways, highway safety, and the state highway department; and (5) the mobile home industry, including but not limited to problems relating to taxation, trailer parks, zoning laws, health regulations, construction of mobile homes in regard to health, safety, and movement, and statutory definitions relating to mobile homes.

Sec. 4. Interim commission on Minnesota river valley development. An interim commission is hereby created to study and consider problems relating to the development of the Minnesota river valley. The commission shall continue the study commenced under Extra Session Laws 1959, Chapter 82, Section 1, Subdivision 2 (2) (b), and continued by Laws 1963, Chapter 888, Section 6.

Sec. 5. Interim commission on public retirement systems. An interim commission on public retirement systems is hereby created to study and consider laws and problems relating to public retirement systems. The recommendations of the commission shall include, but not be limited to, a proposal to establish a permanent state agency to supervise and effectuate statutory standards for the administration of all public retirement systems so that legislative supervision of administrative detail may be eliminated.

Sec. 6. [4.08] Governor's commission on employment of handicapped persons. Subdivision 1. The governor's commission on employment of the handicapped is hereby created.

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Subd. 2. The governor shall appoint as members of the commission a number not to exceed 19 persons, whom he considers qualified to serve on the commission, who are leaders and are representative of industry, business, agriculture, labor, veterans, women, religion, education, civic affairs, fraternal associations, welfare, science, and the professions. The term of a member is four years. Vacancies shall be filled by the governor for the unexpired period of the term.

Subd. 3. The governor shall serve as ex officio chairman of the commission and shall designate a chairman of the commission. The commission shall select such other officers from its membership as it considers necessary. The commission shall appoint a qualified executive secretary who shall serve at the pleasure of the commission in the unclassified service for a term not to exceed that of the chairman. *The executive secretary shall attend commission meetings, serve as secretary to the commission, and have general charge of the work of the commission, subject to its order and direction.*

Subd. 4. The commission shall meet on call of the chairman, but not less than once each year. A quorum consists of those members present at a meeting. The commission may do all things necessary and proper to perform its duties and carry out the purposes of this act. The commission may adopt those rules and regulations that it considers necessary to govern its own procedures.

Subd. 5. The purpose of the commission is to carry on a continuing program to promote the employment of the physically, mentally, emotionally, and otherwise handicapped citizens of Minnesota by creating statewide interest in the rehabilitation and employment of the handicapped, and by obtaining and maintaining cooperation with all public and private groups and individuals in this field. The commission shall work in close cooperation with the president's committee on employment of the handicapped, and with state and federal agencies having responsibilities for employment and rehabilitation of the handicapped. The commission shall be nonpartisan, non profit, and shall not be used for the dissemination of partisan principles, nor for the promotion of the candidacy of any persons seeking public office or preferment.

Subd. 6. There is established in the state treasury a revolving account to be known as "employment of the handicapped revolving account." All moneys appropriated to the commission or received by the commission from the United States, any federal or state agency or institution, gifts, contributions, donations, and bequests, or received from any other source for the purpose of promoting the employment and rehabilitation of handicapped citizens of Min-

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nesota shall be deposited in the state treasury and credited to the employment of the handicapped account. All money in this account is annually appropriated to the commission to carry out the purposes of this act. The commission shall, at the discretion of the chairman, use the money so appropriated to pay the salaries and general expenses of the administrative office, personnel, materials, supplies, equipment, travel, provide awards, citations, scholarships, and for other expenses related to promoting of the employment and rehabilitation of handicapped citizens. All expenditures shall be paid on claims approved by the executive secretary of the commission and in accordance with law. The appropriations and other funds of this commission are subject to the provisions of Minnesota Statutes, Chapter 16.

Sec. 7. [3.922] **Indian affairs commission.** Subdivision 1. **Creation, membership.** There is created a state commission on Indian affairs to consist of the following members: The governor or a member of his official staff designated by him, the commissioner of education, the commissioner of public welfare, the commissioner of conservation, and the commissioner of business development, who shall be ex officio members thereof, but each may designate a member of his staff to serve in his place; three persons who are of at least one fourth Indian ancestry, one of whom shall be a member of the Red Lake band of Indians, one of whom shall be a member of the consolidated Chippewa Indian tribes, and one of whom shall be a member of the Sioux Indian tribes, all such three members shall be appointed by the respective Indian groups which they represent and shall be subject to removal by such appointing group; three members of the state house of representatives appointed by the speaker of the house of representatives, three members of the state senate appointed by the committee on committees of the senate, and three members at large, appointed by the governor. Commission members appointed to represent the state house of representatives and the state senate shall no longer serve on the commission at such time as they are no longer members of the bodies which they represent, and upon such circumstances, their offices shall be vacant. Ex officio members or their designees on the commission shall not be voting members of the commission.

Subd. 2. The foregoing subdivision is in lieu of the provisions of Laws 1963, Chapter 888, Section 2, Subdivision 1, and shall be substituted therefor by the revisor of statutes in preparing the next edition of Minnesota Statutes.

Subd. 3. [3.922] [Subd. 5.] **Officers, personnel.** The state commission on Indian affairs shall elect a chairman and such other officers as it may deem necessary. It shall also employ, fix

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the compensation, and prescribe the duties of such clerks, employees, and agents as it deems necessary. The appropriations and other funds of this commission are subject to the provisions of Minnesota Statutes, Chapter 16.

Subd. 4. Subdivision 3 of this section is in lieu of Laws 1963, Chapter 888, Section 2, Subdivision 5, and shall be substituted therefor by the revisor of statutes in preparing the next edition of Minnesota Statutes.

Sec. 8. Membership, meetings, powers and duties, reports and termination of commissions. Subdivision 1. **Membership.** Each of the foregoing commissions, except as otherwise provided herein, shall consist of five members of the senate to be appointed by the committee on committees and five members of the house of representatives to be appointed by the speaker. Vacancies in the membership shall be filled by the appointing authority.

Subd. 2. **Meetings, officers.** Except where otherwise provided, commissions created by this act may hold meetings at such times and places as it may designate and shall select a chairman and such other officers from its membership as it may deem advisable.

Subd. 3. **Subpoena powers; employees; expenses.** (a) Commissions referred to in this act may subpoena witnesses and records. In case of the refusal by any person to comply with any subpoena issued hereunder or to testify to any matter regarding which he may be lawfully interrogated, the district court of any county, on application of the commission, may issue an order requiring the person to comply with the subpoena and to testify. Any failure to obey the order of the court may be punished by the court as a contempt thereof.

(b) The commission may employ such assistance as it deems necessary and convenient to accomplish its purposes, and the members and staff shall be reimbursed for all expenses actually and necessarily incurred in the performance of their duties. Reimbursement for expenses incurred shall be made pursuant to rules governing state employees.

Subd. 4. **Cooperation of state agencies.** All state agencies shall cooperate with each of the commissions referred to in this act in assisting them in effectively accomplishing their purposes. *The facilities of the legislative research committee and the revisor of statutes shall be utilized by each of such commissions to as great an extent as possible.* The subject of the manufacturing, wholesaling, vending, or retailing of non-habit forming harmless

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proprietary medicines, popularly known as "home remedies", will be subjected to further legislative inquiry and study before enacting laws or otherwise reaching a legislative conclusion on this subject. The legislature declares that it is the desire of the legislature that interested parties recognize the need for further consideration of the subject by the legislature and that interested parties maintain their relative positions existent on the effective date of this act and that they refrain from further litigation until such time as the legislature completes its further consideration and the legislature has had an opportunity to enact legislation based upon recommendations which may be forthcoming from this further consideration; and until such time no person selling harmless, proprietary and non-habit forming home remedies, as permitted by Minnesota Statutes 1961, Section 151.26, shall be subject to any action or claim, civil or criminal, of having violated the state pharmacy act. Nothing in this paragraph shall apply to or affect any pending litigation. The provisions of this subdivision expire on July 1, 1967.

Subd. 5. Reports, termination of commissions. Each of the commissions referred to in this act shall make a report to the legislature convening in January, 1967, on or before January 15, and may make additional reports thereafter to the extent that availability of funds permits. Except for the governor's commission on employment of the handicapped, Indian affairs commission, and the commission on taxation and production of iron ore and other minerals, each of the commissions referred to in this act shall cease to exist on January 30, 1967.

Sec. 9. Appropriation. Subdivision 1. The sums of money hereinafter set forth, or so much thereof as may be necessary, are hereby appropriated from the general revenue fund in the state treasury or from such other funds in the state treasury as are designated in this section, to the commissions established by this act or otherwise authorized by law, to be available for expenditure until fully expended, notwithstanding the provisions of any law to the contrary.

Subd. 2. Governmental immunity interim commission	\$10,000
Subd. 3. Highway interim commission.....	\$40,000

This appropriation is made out of any money in the trunk highway fund in the state treasury not otherwise appropriated.

Subd. 4. Interim commission on Minnesota river valley development	\$15,000
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This appropriation is made from any money in the natural resources fund not otherwise appropriated.

Subd. 5. Interim commission on public retirement systems \$50,000

Subd. 6. Governor's commission on employment of handicapped persons..... \$15,000
for the fiscal year ending June 30, 1966, and..... \$15,000
for the fiscal year ending June 30, 1967.

Subd. 7. Commission on taxation and production of iron ore and other minerals..... \$10,000

This appropriation is made from any moneys in the state treasury appropriated to and made available for the iron range resources and rehabilitation commission or from other moneys not otherwise appropriated, for carrying on its duties imposed by law and defraying the expenses incurred in connection therewith.

Subd. 8. Except where otherwise provided, expenses of each of the commissions shall be approved by its chairman or such other members of the commission as it may provide and such expenses shall then be paid in the same manner as other expenses are paid.

Sec. 10. **Not to affect other commissions.** None of the provisions of this act shall in any way affect any commission or committee of the legislature or any branch thereof now existing or hereafter established under any other law.

Sec. 11. **Effective date.** This act is in effect upon its final enactment.

Approved May 27, 1965.

CHAPTER 889—S. F. No. 461

[Coded in Part]

An act relating to highway patrolmen and the highway patrolmen's retirement association; amending Minnesota Statutes 1961, Sections 172.02; 172.08, Subdivisions 1 and 2; 172.09; 172.10, Subdivision 2 and 172.14, by adding a subdivision.

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

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