

court has adoption or divorce jurisdiction, the probate judge shall receive an additional sum of \$1,000 annually.

Subd. 4. Decrease in specified amount. *In any county having a population of 25,000 and less than 100,000 wherein the probate court does not have adoption or divorce jurisdiction the probate judge shall receive \$2,000 less than the sum provided in subdivision 1 hereof.*

Subd. 5. Vested salary rights. *The salary fixed by the total of the sums provided under subdivisions 1, 2, 3 and 4 shall not act to reduce the salary of any probate judge now serving.*

Subd. 4: 6. Payment; fees. The salary herein provided shall be paid by the county in equal monthly installments and be in full compensation for all services rendered by him as judge of both probate and juvenile court and in lieu of all fees and emoluments provided by law for official services, except fees for performing marriages and except compensation for services as a member of the youth conservation commission. All fees collectible by and paid to the probate court, except as herein provided, shall be turned over to the general revenue fund of the county.

Subd. 5: 7. Practice of law. No judge of the probate court in any county having a population of 25,000 or more, shall practice as an attorney or counselor at law, nor shall he be a partner of any practicing attorney in the business of his profession.

Subd. 6: 8. Practice of law, probate matters. No judge of the probate court shall practice law in any probate court in the state of Minnesota.

Subd. 7: 9. Census. All references herein to population are to the latest decennial federal census provided that no changes due to any subsequent decennial census shall be effective until July 1 following the first regular legislative session subsequent to the year in which said decennial census was taken.

Approved June 2, 1967.

EXTRA SESSION

CHAPTER 55—S. F. No. 62

An act relating to commissions; creating certain commissions; prescribing their membership, powers, duties, and jurisdiction; pre-

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scribing the duties of certain public officers and employees in connection therewith; appropriating money therefor; amending Minnesota Statutes 1965, Section 3.922, Subdivisions 1 and 2.

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

Section 1. Minnesota Statutes 1965, Section 3.922, Subdivision 1, is amended to read:

3.922 Legislature; commissions; 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, *the commissioner of human rights*, 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.

Sec. 2. Minnesota Statutes 1965, Section 3.922, Subdivision 2, is amended to read:

Subd. 2. **Terms.** To ensure a continuity of work, the initial appointments shall be: One of the three members selected from the Indian tribes shall be for a term of one year, one thereof for a term of two years, and one thereof for a term of three years, and until their successors are appointed and qualified, ~~of the three members at large one thereof shall be for a term of one year, one for a term of two years, and one for a term of three years, and until their successors are appointed and qualified.~~ Appointments for

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succeeding terms shall all be for three years, and until their successors are appointed and qualified.

Sec. 3. Interim commission on elementary and secondary education. *Subdivision 1. Purposes.* *An interim commission to study and investigate problems relating to elementary and secondary education is hereby created. The commission shall be known as the elementary and secondary education commission. It shall make a study and investigation of elementary and secondary schools, school aids, and related educational problems with special emphasis on the findings and report to be submitted by the present Domian group working under the auspices of the department of education, and the findings, reports and recommendations which may be submitted by other significant research groups, governmental and private, during the 1968-1969 biennium; and it shall recommend to the next legislature changes in departmental and school organization and in Minnesota education practices in the light of all such reports and studies.*

Subd. 2. Membership. (a) *The commission shall consist of fourteen members; seven members of the house of representatives appointed by the speaker and seven members of the senate appointed by the senate committee on committees. Any vacancy shall be filled by the appointing power.*

(b) *The commission may appoint an advisory committee of not to exceed nine members who shall serve without compensation but who shall be reimbursed for expenses actually and necessarily incurred in the performance of their duties. If an advisory committee is so created, the commission shall appoint persons who are experienced, knowledgeable, and interested in problems of elementary and secondary education.*

Subd. 3. Duration of commission; report. *The commission may act from the time its members are appointed until the commencement of the next regular session of the legislature. It shall report its findings and recommendations to the legislature not later than January 15, 1969.*

Subd. 4. Meetings, powers, officers. *The commission may hold meetings and hearings at such times and places as it may designate to accomplish the purposes set forth in this section, and may subpoena witnesses and records. It shall select a chairman, a vice-chairman, and such other officers from its membership as it deems necessary.*

Subd. 5. Expenses, employees. *Members of the commission shall serve without compensation but shall be allowed and paid*

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their actual traveling and other expenses necessarily incurred in the performance of their duties. The commission may purchase supplies, hire employees, and do all things reasonably necessary and convenient in carrying out the purposes of this section. The commission shall use the available facilities and personnel of the legislative research committee and the revisor of statutes unless the commission by resolution determines a special need or reason exists for the use of other facilities or personnel. Reimbursement for expenses incurred shall be made pursuant to the rules governing state employees.

*Subd. 6. **Appropriation.** There is hereby appropriated from the general revenue fund the sum of \$75,000, or so much thereof as may be necessary, to pay the expenses incurred by the commission. Such expenses of the commission shall be approved by the chairman or such other member as the rules of the commission may provide and the expenses shall then be paid in the same manner as other state expenses are paid.*

Sec. 4. Interim commission on administrative rules, regulations, procedures, and practices. Subdivision 1. Purposes, procedures. *(a) There is hereby established a legislative interim commission to study and review administrative practices in promulgation of rules and regulations of agencies, boards, commissions, and departments of this state.*

(b) The commission shall study and investigate rule-making procedures and administrative practices in the promulgation of rules and regulations of state agencies, boards, commissions, and departments whether promulgated pursuant to Minnesota Statutes, Section 15.0411, 15.0412, and 15.0413, or pursuant to any other statutory enactment which has the force and effect of law.

Subd. 2. Membership. *The commission 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. It shall select a chairman, a vice-chairman, and such other officers from its membership as it deems necessary.*

Subd. 3. Expenses. *The members and staff shall be reimbursed for all expenses actually and necessarily incurred in the performance of their duties. Reimbursement for such expenses incurred shall be made pursuant to the rules governing the reimbursement of state officers and employees for expenses incurred. Expenses of the commission shall be approved by the chairman or such other member as the rules of the commission may provide and the expenses shall then be paid in the same manner as other state expenses are paid.*

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Subd. 4. Appropriation. The sum of \$5,000 is appropriated to the commission from the general revenue fund in the state treasury for the purpose of carrying out the terms and provisions of this section from the effective date of this act until June 30, 1969.

Sec. 5. Home remedies. The subject of the manufacturing, wholesaling, vending, or retailing of non-habit forming harmless 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 1965, 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 section expire on July 1, 1969.

Sec. 6. Interim commission on highways. Subdivision 1. Creation, purposes. A commission is hereby created to study and consider matters relating to public highways in the state of Minnesota. The study shall include, among other things, the following:

(a) A program of coordination of the efforts of state and local authorities, including road authorities, local law enforcement agencies and the state highway patrol, in promoting highway safety;

(b) A review of the state statutory and administrative standards relating to highway safety and the adoption of programs of legislation necessary to bring Minnesota standards up to standards now in force and effect or enacted or promulgated in the interim by the federal government;

(c) The administration of the Minnesota highway safety account relating to highway-railroad grade crossing accidents and a study of federal and other state programs in this area;

(d) A study of present and future highway programs for completion of the interstate system, for upgrading farm-to-market roads and to meet present and future needs of highways necessary

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for national defense requirements, including present load-bearing capacities of roads and bridges on the various systems;

(e) *A review of special or specific highway construction problems or needs in particular geographic or economic areas of the state;*

(f) *A review of highway financing programs with a continuing study of the effect of any highway revenue measures passed by the 1967 session of the legislature, together with a review of future potential highway financial needs and the proper and equitable level of providing same; and*

(g) *Consideration of highway programs in relation to problems of metropolitan transit.*

*Subd. 2. **Membership.** The commission shall consist of ten members; five members of the house of representatives appointed by the speaker and five members of the senate appointed by the senate committee on committees. Any vacancy shall be filled by the appointing power.*

Subd. 3. The commission may act from the time its members are appointed until the commencement of the next regular session of the legislature. It shall report its findings and recommendations to the legislature not later than January 15, 1969.

*Subd. 4. **Meetings, powers, officers.** The commission may hold meetings and hearings at such times and places as it may designate to accomplish the purposes set forth in this section, and may subpoena witnesses and records. It shall select a chairman, a vice chairman, and such other officers from its membership as it deems necessary.*

*Subd. 5. **Expenses, employees.** Members of the commission shall serve without compensation but shall be allowed and paid their actual traveling and other expenses necessarily incurred in the performance of their duties. The commission may purchase supplies, hire employees, and do all things reasonably necessary and convenient in carrying out the purposes of this section. The commission shall use the available facilities and personnel of the legislative research committee and the revisor of statutes unless the commission by resolution determines a special need or reason exists for the use of other facilities or personnel. Reimbursement for expenses incurred shall be made pursuant to the rules governing state employees.*

*Subd. 6. **Appropriation.** There is hereby appropriated from the highway user tax distribution fund the sum of \$25,000, or*

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so much thereof as may be necessary, to pay the expenses incurred by the commission. Such expenses of the commission shall be approved by the chairman or such other member as the rules of the commission may provide and the expenses shall then be paid in the same manner as other state expenses are paid.

Sec. 7. Interim commission to make an economic study of the Lake of the Woods and Rainy Lake area. Subdivision 1. Creation; membership. *A commission to make an economic study of the Lake of the Woods and Rainy Lake areas is created. The commission shall consist of the commissioner of the department of economic development, the commissioner of conservation, and the dean of the institute of agriculture of the university of Minnesota, or his designee.*

Subd. 2. Purpose. *The commission shall attempt to determine the long term economic outlook of the Lake of the Woods and Rainy Lake areas and to make recommendations to the legislature in regard thereto.*

Subd. 3. Organization; hearings on scope of study. *The commission shall organize, elect a chairman, and hold one or more public hearings as soon as convenient in order to determine the scope of its study.*

Subd. 4. Study, report. *As soon as the scope of the study has been determined, the commission shall proceed as conveniently as possible to make the required study and to report to the legislature in connection therewith not later than January 15, 1969.*

Subd. 5. Utilization of state services. *The commissioners of business development and conservation to the greatest extent possible shall utilize the personnel of their respective departments for the purpose of making the study required, and the moneys of their respective departments shall be used therefor including reimbursement for travel. The dean of the institute of agriculture shall carry out his work on the commission with research moneys for such purpose made available by other laws.*

Subd. 6. Expiration of commission. *The duties of the commission shall terminate with the filing of the report with the legislature as required herein.*

Subd. 7. Appropriation. *The sum of \$7,500 is appropriated from the general revenue fund to the commissioner of economic development to assist in carrying out the purposes of this section.*

Sec. 8. Medical school, study of need and location. *There*

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is appropriated from the general revenue fund the sum of \$10,000 to the senate and \$10,000 to the house of representatives for salaries, supplies, and expenses for the continued study of the need for and location of another medical school to be established in Minnesota. The house of representatives' committee on rules shall designate the committee or committees of the house to conduct the study on behalf of the house; the senate's committee on rules and legislative expense shall designate the committee or committees of the senate to conduct the study on behalf of the senate.

Sec. 9. **Effective date.** *This act is effective on final enactment.*

Approved June 2, 1967.

EXTRA SESSION

CHAPTER 56—S. F. No. 76

[Not Coded]

An act appropriating money to the commissioner of administration to purchase unsold volumes of Minnesota reports in the possession of certain publishers.

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

Section 1. **Minnesota Reports; acquisition.** There is appropriated to the commissioner of administration the sum of \$12,500, or so much thereof as may be necessary, from the general revenue fund in the state treasury to purchase by negotiation or otherwise published volumes unsold at retail of Minnesota Reports from any source available.

Sec. 2. The appropriation made by section 1 supplements the appropriation made by Laws 1965, Chapter 722, Section 3, and the Minnesota Reports acquired pursuant to section 1 are subject to sale and distribution as provided by Minnesota Statutes, Section 480.12.

Approved June 2, 1967.

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