

court of the county in which the action was heard not more than ~~ten~~ 30 days after written notice of the court's determination has been served upon the aggrieved party or his attorney, or in any event within three months after the determination in a civil case.

(b) In the appeal of petty misdemeanor, ordinance or criminal cases the written notice of appeal shall be filed with the clerk of court of the county in which the action was heard within ten days of the conviction or other determination, and sentencing thereon, appealed from.

(c) A written notice of appeal shall be served by the appellant upon all parties to the original proceedings or their attorneys not more than five days after filing a written notice of appeal and proof of such service shall be filed with the clerk of county court in the county in which the action was heard not more than three days after the service of such notice on the opposite party or his attorney. The appeal shall be heard and determined by a district court judge.

Sec. 37. Minnesota Statutes 1971, Section 487.40, is amended by adding a subdivision to read:

Subd. 1a. The provisions of sections 542.01 to 542.12 and 542.17 shall apply to actions in the county court.

Sec. 38. Minnesota Statutes 1971, Sections 487.10, Subdivision 3; 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; and 488.04, Subdivisions 6 and 7; 488A.35; 488A.36; 488A.37; 488A.38; 488A.39; 488A.40; 488A.41; 488A.42; 488A.43; 488A.44; 488A.45; 488A.46; 488A.47; 488A.48; 488A.49; 488A.50; 488A.51; 488A.52; 488A.53; 488A.54; 488A.55; 488A.56; 488A.57; 488A.58; 488A.59; 488A.60; 488A.61; 488A.62; 488A.63; 488A.64; 488A.65; 488A.66; 488A.67; 488A.68; 488A.69; 488A.70; 488A.71; 488A.72; 488A.73; 488A.74; 488A.75; 488A.76; 488A.77; 488A.78; 488A.79; 488A.80; and 488A.81, are repealed.

Sec. 39. Section 7 is effective January 1, 1974.

Approved May 24, 1973.

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## CHAPTER 680—S.F.No.1480

[Coded in Part]

*An act relating to meetings of state agencies and of governing bodies open to public; providing a penalty; amending Minnesota*

**Changes or additions indicated by underline, deletions by ~~strikeout~~.**

*Statutes 1971, Section 471.705; repealing Minnesota Statutes 1971, Section 10.41.*

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

Section 1. Minnesota Statutes 1971, Section 471.705, is amended to read:

**471.705 MINNESOTA OPEN MEETING LAW; MEETINGS OF GOVERNING BODIES; OPEN TO PUBLIC.** Subdivision 1. Except as otherwise expressly provided by law statute, all meetings, including executive sessions, of any state agency, board, commission or department when required or permitted by law to transact public business in a meeting, ~~of~~ and the governing body of any school district however organized, unorganized territory, county, city, village, town ~~or~~ borough, or other public body, and of any committee, subcommittee, board, department or commission thereof, shall be open to the public, except meetings of the board of pardons, the adult corrections commission and the youth commission. The votes of the members of such state agency, board, commission or department or of such governing body, committee, subcommittee, board, department or commission on any action taken in a meeting herein required to be open to the public shall be recorded in a journal kept for that purpose, which journal shall be open to the public during all normal business hours where such records are kept. The vote of each member shall be recorded on each appropriation of money, except for payments of judgments, claims and amounts fixed by statute. This section shall not apply to any state agency, board, or commission when exercising quasi-judicial functions involving disciplinary proceedings.

Subd. 2. Any person who violates subdivision 1 shall be subject to personal liability in the form of a civil penalty in an amount not to exceed \$100 for a single occurrence. An action to enforce this penalty may be brought by any person in any court of competent jurisdiction where the administrative office of the governing body is located. Upon a third violation by the same person connected with the same governing body, such person shall forfeit any further right to serve on such governing body or in any other capacity with such public body for a period of time equal to the term of office such person was then serving. The court determining the merits of any action in connection with any alleged third violation shall receive competent, relevant evidence in connection therewith and, upon finding as to the occurrence of a separate third violation, unrelated to the previous violations issue its order declaring the position vacant and notify the appointing authority or clerk of the governing body. As soon as practicable thereafter the appointing authority or the governing body shall fill the position as in the case of any other vacancy.

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

Sec. 2. **REPEAL.** Minnesota Statutes 1971, Section 10.41, is repealed.

Sec. 3. [471.705] Subd. 3. This act may be cited as the "Minnesota Open Meeting Law".

Sec. 4. The effective date of this act is May 1, 1974.

Approved May 24, 1973.

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## CHAPTER 681—S.F.No.1540

[Not Coded]

*An act relating to St. Louis county, providing for a charter commission to recommend a form of county government and providing for its adoption.*

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

### Section 1. **ST. LOUIS COUNTY; CHARTER COMMISSION.**

Subdivision 1. For the purposes of this act the St. Louis county legislative delegation shall mean all duly elected members of the state house of representatives and state senate whose legislative district includes any portion of St. Louis county.

Subd. 2. The chairman of the St. Louis county legislative delegation shall be a member of the delegation who has been elected chairman by the majority of the members of the delegation.

Sec. 2. Within 30 days of the effective date of this act the St. Louis county legislative delegation shall nominate 45 persons as candidates for appointment to a charter commission to frame a charter to provide for the form of government of St. Louis county as provided in this act. Within 30 days thereafter the judges of the district court of the 6th judicial district residing in St. Louis county shall appoint the charter commission of 15 persons. The commission members shall be qualified voters in St. Louis county. No person shall be disqualified from serving on the charter commission by reason of his holding any elective or appointive office, except legislative.

Sec. 3. Subdivision 1. Charter commission members shall hold office until a final report has been made as provided in section 4. Vacancies shall be filled by the appointing authority. Appointments shall be made by filing such appointments with the county

**Changes or additions indicated by underline, deletions by ~~strikeout~~.**