

hereafter enacted from the trunk highway fund to the department of highways shall remain in full force and effect unless otherwise provided by law. The standing appropriations of moneys from the trunk highway fund abolished by this subdivision are:

(a) All moneys appropriated to the department of highways, except moneys for the ~~cost-payment~~ of land acquisition for roads and bridges, including costs of relocation assistance, and except moneys for the actual construction, reconstruction, and improvement; and maintenance of trunk highways; and for the personnel needed for such functions. Actual construction, reconstruction, and improvement of trunk highways, for the purpose of this clause, does not include activities related thereto including, but not limited to, construction design, research and standards, planning and programming, supervision, and other related construction operations.

(b) Moneys appropriated for the state highway patrol and for the cost of administering laws relating to highway traffic regulation and safety, drivers license, and safety responsibility as provided by Minnesota Statutes, Sections 171.26, 352B.02, and other laws.

(c) Moneys appropriated for the highway patrol training program by section 299D.03, subdivision 6, and the nation-wide police communication system by section 299D.04. Moneys for the operation of those activities for which the appropriations are abolished by this subdivision shall be financed by specific appropriations which may be made therefor by the legislature from time to time and in the manner provided by law.

(d) Moneys appropriated for state aid administration.

Sec. 3. **REPEALER.** Laws 1965, Chapter 863, Section 11, is repealed.

Approved March 26, 1974.

CHAPTER 259—H.F.No.3276
[Coded in Part]

An act relating to absent and disabled voters; providing for designation by county auditors of municipalities where application for ballots may be made; providing the duties of clerks for municipal elections; absentee voting for members of the armed forces; amending Minnesota Statutes, 1973 Supplement, Sections 207.03; 207.19; 207.20; and Minnesota Statutes 1971, Chapter 207, by adding a section.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes, 1973 Supplement, Section 207.03,

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is amended to read:

207.03 ELECTIONS; ABSENT AND DISABLED VOTERS; SECURING BALLOTS. At any time not more than 45 days or less than one day before the day of holding any election, any person may make application in writing subscribed by him to : (a) the auditor of the county in which he-the applicant is a resident if he resides outside a municipality, or to; (b) the full time clerk of the-a municipality designated by the county auditor if he-the applicant is a resident of a-that municipality ; or (c) the full time clerk of a municipality which has requested designation by the county auditor if the applicant is a resident of that municipality , for ballots and envelopes, by mailing to or filing with such auditor or such clerk an application substantially in the following form:

“APPLICATION FOR BALLOTS

The undersigned, a duly qualified voter in the County of State of Minnesota, residing at (here insert street and number) in said city, ~~village~~ or town, because of (absence from home), (illness), (physical disability), (because of religious discipline or observance of a religious holiday) hereby makes application for the ballots to be voted upon in said precinct at the next election. Please mail said ballots and accompanying envelope to me at (insert post office address to which to be sent)

Dated, 19.....

.....

(Signature of Applicant)”

An application need not be on an official or standard form. It must be accepted if it contains the information above.

Any person who shall wilfully make or sign any false certificates specified herein; any person who shall wilfully make any false or untrue statement in any “Application for Ballots”; any person who shall wilfully exhibit to any other person any ballot marked by him; any person who shall in any way wilfully do any act contrary to the terms and provisions of this chapter with intent to cast an illegal vote in any precinct or to aid another in so doing shall be guilty of a felony. If the person applying for a ballot resides in a political subdivision which does not accept registration other than on election day and the individual is not registered in that political subdivision, the county auditor shall send a registration card and instructions for completing the registration card along with the ballots and envelopes. For the purposes of Minnesota Statutes, Chapter 207, “municipal clerk” shall mean the clerk designated pursuant to this section.

Sec. 2. Minnesota Statutes 1971, Chapter 207, is amended by adding
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ing a section to read:

[207.151] ABSENT VOTING, MUNICIPAL ELECTIONS, DUTIES OF CLERKS. In the case of city elections in all cities or town elections in all towns operating under the "Australian Ballot System," voters' applications for ballots shall be filed with the city or town clerk, no fees shall be required to be paid therefor, and the duties prescribed in this chapter for the county auditor shall be performed by the city or town clerk, provided, however, that such duties may be, upon agreement, combined and performed by one of such officers. The cost of carrying out the provisions of this chapter for any such city or town election shall be paid by the city or town in which the same is held.

Sec. 3. Minnesota Statutes, 1973 Supplement, Section 207.19, is amended to read:

207.19 REGISTRATION; REQUEST; BALLOT. Subdivision 1. Registration for the primary and general elections may be made by or for any member of the armed forces who is an eligible voter or who will be an eligible voter on or before the date of the next primary or general election occurring after such registration by the member of the armed forces himself or by a parent, spouse, or a brother, sister, or child over the age of 18 years, by filing in the office of the county auditor of the county in which his place of residence is located, ~~if his place of residence is outside a municipality, or in the office of the clerk of the municipality if his place of residence is within a municipality,~~ a request for ballot in substantially the following form, whether said request for ballot is upon a form prepared and distributed by the war and navy departments or otherwise:

REQUEST FOR BALLOTS

To the County Auditor of County, Minnesota, United States of America:

Or,

To the clerk of(name of municipality); County, Minnesota; United States of America:

The name of the person for whom ballots are requested is He is a member of the armed forces of the United States. He expects to be absent from his place of residence in Minnesota on the primary or general election date. Request is therefore made that ballots be furnished to him to be used by him in voting at such elections and be sent to him at the address herein stated. He is a citizen of the United States. He is a resident of the State of Minnesota and has been such resident for more than 30 days last past. He was born on the day of in the year His home and place of residence is and on said election days will be at in the of

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..... (Town ~~or~~ City ~~or~~ Village) County of, State of Min-
 nesota. His voting precinct according to the best information of the un-
 dersigned is (Give precinct and ward number or name of pre-
 cinct if you know it.) Ballots are to be sent to said member of the
 armed forces at the following address:

(If this request is signed by the spouse, parent, or a brother, sis-
 ter, or child over the age of 18 years, of the member of the armed
 forces, fill in the following paragraph.) The relative who signs this re-
 quest is the of said voter above-named, and is of the age of 18
 years or over (signature of member
 of armed forces or relative) Subscribed and sworn to before me this
 day of, 19..... (State title of office. If officer of armed
 forces, must be a commissioned, noncommissioned, or petty officer not
 below rank of sergeant or its equivalent. Affix seal, if any.)

Subd. 2. Any such communication or request filed with or re-
 ceived by the county auditor ~~or the municipal clerk~~ shall be registered
 by the county auditor ~~or the municipal clerk~~ in a permanent record
 kept by him for such purpose, and the entry of said name in such reg-
 ister shall constitute the only registration necessary to entitle any
 member of the armed forces to vote at a primary or general election.
 Registrations under sections 207.16 to 207.29 may be challenged in the
 manner provided for in law, except that the county auditor ~~or the mu-
 nicipal clerk~~ shall not be required to give notice to the voter, and all
 reasonable doubt shall be resolved in favor of the validity of such reg-
 istration. If it appears from the communication or request that the ap-
 plicant is not qualified to vote at the primary election but will be qual-
 ified to vote at the general election, then no primary ballot shall be
 forwarded to the applicant, but such communication or request shall
 nevertheless constitute a request for ballot for the general election.
 Should any such request or a communication in the form thereof be
 addressed to the secretary of state or any other election official, the
 same shall immediately upon its receipt by said election official be for-
 forwarded to the county auditor of the county of residence of such regis-
 trant, ~~if his place of residence is outside a municipality, or to the clerk
 of the municipality if his place of residence is within a municipality,~~ as
 specified in such request, and shall have the same force and effect as if
 it were addressed to the county auditor ~~or to the municipal clerk~~. The
 county auditor ~~or the municipal clerk~~ shall, in no event, send more
 than one set of ballots to any member of the armed forces for each
 election.

Subd. 3. Every county auditor ~~or every municipal clerk~~ shall
 forthwith prepare at the expense of his county ~~or municipality~~ a suffi-
 cient supply of blank forms to be used to request that ballots be fur-
 nished a member of the armed forces and shall furnish such blanks to
 any person applying therefor.

Sec. 4. Minnesota Statutes, 1973 Supplement, Section 207.20, is
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amended to read:

207.20 COUNTY AUDITOR; MUNICIPAL CLERK DUTIES. Subdivision 1. The county auditor ~~or the municipal clerk~~ shall, as promptly as possible, mail an official ballot, or ballots if more than one are to be voted at the election, to every absent member of the armed forces who has been registered in accordance with the foregoing provisions. Registration for the primary election shall entitle the registrant to receive a general election ballot without further application, notwithstanding that the registrant may have failed to vote in the primary election. Said ballot or ballots shall be mailed by air mail, postage prepaid, in an envelope upon which shall be printed "OFFICIAL BALLOT." There shall also be sent in the same envelope a return air mail stamped envelope, labeled "Official Ballot Return Envelope" and addressed in conformity with the requirements of the "Return Envelope" prescribed in section 207.08; upon the back of the "Official Ballot Return Envelope" shall be an affidavit in the following form:

THIS FORM MUST BE COMPLETED IN ORDER THAT THE ENCLOSED BALLOT BE COUNTED: I,

do solemnly swear that I am an eligible voter or will be an eligible voter on or before

(the date of the next primary or general election in Minnesota) that I am a citizen of the United

States; that my home and place of residence is and on said election days will be at

in the (Town or City ~~or~~ Village)

of, county of

....., State of Minnesota;

that I have not cast another vote or returned another ballot for this election to any voting precinct; and

that I am otherwise qualified to vote the enclosed ballot which I personally marked and sealed in this envelope

without exhibiting it to any other person, or which, in case of my physical incapacity, has been marked

for me and sealed in this envelope under my personal direction.

.....
Subscribed and sworn to before me this day of 19.....

(State title of office. If officer of armed forces, must be a commissioned, noncommissioned or petty officer (not below the rank of Sergeant or its equivalent). Affix seal, if any.) NOTE: Temporary change of dwelling place made necessary by military service does not affect the voter's residence.

Subd. 2. Priority in mailing shall be given to all ballots to be sent

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outside the United States. In the event the government of the United States or any branch, department, agency or other instrumentality thereof shall make provision for sending of any voting matter provided for in sections 207.16 to 207.29 through the mails postage free, or otherwise, the election officials of the several counties and of the several municipalities of the state are authorized to make use thereof.

Approved March 26, 1974.

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CHAPTER 260—H.F.No.3279
[Coded in Part]

An act relating to state government; empowering the commissioner of administration to assume management functions of dissolved agencies; allowing certain advance deposits to federal agencies; authorizing the use of state vehicles for the car pooling of state employees; updating the provisions of surplus property sales; empowering political subdivisions to purchase real and personal property from the state; amending Minnesota Statutes 1971, Sections 16.02, by adding a subdivision; 16.096; 94.09, Subdivision 3; 94.12; 94.13; 94.14; 471.64; and Chapter 16, by adding a section; repealing Minnesota Statutes 1971, Section 94.15.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1971, Section 16.02, is amended by adding a subdivision to read:

Subd. 26. STATE GOVERNMENT; OPERATION. To undertake all necessary administrative functions of any state board, agency or commission which has been temporarily or permanently dissolved or suspended. Such functions may include but not be limited to: authorizing payment of all obligations of the dissolved or suspended agency including payroll certifications, serving as custodian for and disposing of all property of such an agency, and, in the event that the subject agency is only temporarily dissolved or suspended, serving as chief administrative officer thereof with all powers necessary thereto until the agency is reconstituted. To implement the responsibilities set forth herein the commissioner of administration is authorized to expend any necessary moneys from a dissolved or suspended agency's appropriation and may, at his discretion, delegate his functions pursuant to this subdivision to any state agency, officer or employee.

Sec. 2. Minnesota Statutes 1971, Section 16.096, is amended to read:

16.096 ADVANCE DEPOSITS ON LIBRARY OF CONGRESS ITEMS. Notwithstanding any other law to the contrary, the commissioner of administration may allow advance deposits by any department with the Library of Congress **and federal Supervisor of Docu-**

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