
CHAPTER 218—H.F.No.251

An act relating to eminent domain; possession; amending Minnesota Statutes 1974, Section 117.042.

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

Section 1. Minnesota Statutes 1974, Section 117.042, is amended to read:

117.042 EMINENT DOMAIN; POSSESSION. Whenever the petitioner shall require title and possession of all or part of the owner's property prior to the filing of an award by the court appointed commissioners, the petitioner shall, at least 90 days prior to the date on which possession is to be taken, notify the owner of the intent to possess by notice served by registered mail and before taking title and possession shall pay to the owner or deposit with the court an amount equal to petitioner's approved appraisal of value. If it is deemed necessary to deposit the above amount with the court the petitioner may apply to the court for an order transferring title and possession of the property or properties involved from the owner to the petitioner. In all other cases, petitioner has the right to the title and possession after the filing of the award by the court appointed commissioners as follows:

(a) if appeal is waived by the parties upon payment of the award;

(b) if appeal is not waived by the parties upon payment or deposit of three-fourths of the award.

Nothing in this section shall limit rights granted in section 117.155.

Approved June 2, 1975.

CHAPTER 219—H.F.No.257

[Coded]

An act relating to education; creating a senior citizens higher education program for certain resident senior citizens.

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

Section 1. **[136A.80] EDUCATION; SENIOR CITIZENS HIGHER EDUCATION.** Subdivision 1. **DEFINITIONS.** For the purposes of sections 1 through 6, the following words have the meanings ascribed to

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them.

Subd. 2. "Senior citizen" means a person who has reached 62 years of age before the beginning of any term, semester or quarter, in which a course of study is pursued.

Subd. 3. "Course" means any course of study offered by a state supported institution of higher education in the regular curriculum of a department, school or subdivision of the institution, or a special course given for any purpose, including, but not limited to, adult education.

Subd. 4. "Legal resident" means a person who fulfills the residency criteria now or hereafter applicable to students of a state supported institution of higher education.

Subd. 5. "Institution of higher education" means a state college, community college, area vocational technical institute, or the University of Minnesota.

Sec. 2. [136A.81] PROGRAM AND QUALIFICATIONS. [Subdivision 1.] FEES AND TUITION. Except for an administration fee of \$2 per credit hour, to be collected only when a course is taken for credit, a senior citizen who is a legal resident of Minnesota is entitled without payment of tuition or activity fees to attend courses offered for credit or audit any courses offered for credit, or enroll in noncredit courses, in any state supported institution of higher education in Minnesota when space is available after all tuition-paying students have been accommodated. Senior citizens enrolled under the provisions of this act shall not be included by such institutions in their computation of full time equivalent students when requesting staff or appropriations. The enrollee shall be responsible for laboratory and material fees.

Sec. 3. [Subd. 2.] TERM; INCOME OF SENIOR CITIZENS. There shall be no limit to the number of terms, quarters or semesters a senior citizen may attend courses, nor income limitation imposed in determining eligibility.

Sec. 4. [Subd. 3.] CATALOGUE STATEMENT. Each state supported institution of higher education shall prominently include in its catalogue a statement of benefits provided for senior citizens.

Sec. 5. [Subd. 4.] DETERMINATION OF QUALIFICATIONS. The institution shall determine whether a person qualifies for, and require execution of appropriate forms to request, the senior citizen benefits.

Sec. 6. [Subd. 5.] PLACEMENT. The institution shall refer interested senior citizens to social service, community, and educational agencies for employment or volunteer work.

Approved June 2, 1975.

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