

Sec. 7. Minnesota Statutes 1974, Chapter 482, is amended by adding a section to read:

[482.031] ASSISTANTS; FURNITURE AND SUPPLIES. Subdivision 1. Subject to the approval of the joint coordinating committee, the revisor of statutes shall employ and may fix the compensation of legal, technical, research, clerical, and stenographic assistants as necessary to expeditiously and efficiently discharge the duties imposed upon the office and shall procure necessary office furniture and supplies.

Subd. 2. With the approval of the joint coordinating committee and when full-time personnel are not available to carry out his duties, the revisor of statutes may contract for legal, technical, research, clerical, or stenographic services. Any contractor under this subdivision shall be subject to the prohibitions and limitations applicable to the revisor of statutes except as otherwise provided in section 482.12.

Sec. 8. Minnesota Statutes 1974, Chapter 482, is amended by adding a section to read:

[482.101] EMPLOYMENT OF BILL DRAFTSMEN. With the approval of the joint coordinating committee, the revisor of statutes may employ draftsmen and other necessary help as he deems necessary to perform the duties imposed upon him, the cost thereof to be paid as authorized by the joint coordinating committee.

Sec. 9. Minnesota Statutes 1974, Chapter 482, is amended by adding a section to read:

[482.131] BUSINESS HOURS. The office of the revisor of statutes shall be kept open during the time provided by law for other state offices. When the legislature is in session the office shall be kept open at the hours most convenient to the members of the legislature.

Sec. 10. Minnesota Statutes 1974, Section 3.304, Subdivisions 4, 6 and 7 are repealed.

Sec. 11. This act is effective upon final enactment.

Approved June 2, 1975.

CHAPTER 253—H.F.No.1288

[Coded in Part]

An act relating to the operation of shade tree disease control programs by local governments; providing funds for the control of shade tree disease; establishing a grant-in-aid program under the department of agriculture; appropriating money; amending Minnesota Statutes 1974, Sections 18.022, by adding a subdivi-

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tion; 18.023, Subdivisions 1 and 3, and by adding subdivisions.

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

Section 1. Minnesota Statutes 1974, Section 18.023, is amended by adding a subdivision to read:

Subd. 1a. MUNICIPALITIES; METROPOLITAN SHADE TREE DISEASE CONTROL PROGRAM; PURPOSE. The legislature finds that an epidemic of dutch elm disease and oak wilt disease is occurring in Minnesota which threatens the natural environment. Immediate action is therefore necessary to provide funds to assist local units of government in the implementation of shade tree disease control programs by expanding diseased wood destruction programs, increasing public awareness of shade tree disease, accelerating training of tree inspectors and research for disease prevention and subsidizing private property owners for the removal of diseased elm and oak trees.

Sec. 2. Minnesota Statutes 1974, Section 18.023, Subdivision 1, is amended to read:

18.023 SHADE TREE DISEASE CONTROL. Subdivision 1. **DEFINITIONS.** As used in subdivisions 1 to 12 the terms defined in this subdivision shall have the meanings given them.

(a) "Metropolitan area" means the area comprising the counties of Hennepin, Ramsey, Anoka, Dakota, Washington, Scott and Carver.

(b) "Commissioner" means the commissioner of agriculture.

(c) "Municipality" means any city or any town exercising municipal powers pursuant to section 368.01, or any general or special law, located in the metropolitan area or any special park district as organized under chapter 398, or any special purpose park district organized under the city charter of a city of the first class located in the metropolitan area, or any ~~portion of a county in such the~~ metropolitan area for the purposes of county owned property or any portion of a county located outside the geographic boundaries of a city or town exercising municipal powers and any municipality or county located outside the metropolitan area which ~~petitions~~ makes request to and has consent of the commissioner to come within the provisions of this section.

(d) "Shade tree disease" means Dutch elm disease or oak wilt disease.

(e) "Wood utilization or disposal system" means a system used for the removal and disposal of diseased shade trees which includes the collection, transportation, processing or storage of wood and which aids in the recovery of materials or energy from wood.

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(f) "Subsidy program" means a municipal program of financial assistance to private property owners for the removal of diseased elm and or oak shade trees.

(g) "Disease control program" means the municipal plan as approved by the commissioner to control shade tree disease.

(h) "Disease control area" means an area approved by the commissioner within which a municipality will conduct a shade tree disease control program.

Sec. 3. Minnesota Statutes 1974, Section 18.023, is amended by adding a subdivision to read:

Subd. 3a. GRANTS TO MUNICIPALITIES. (a) The commissioner may, in the name of the state and within the limit of appropriations provided, make grants-in-aid to a municipality with an approved shade tree disease control program for the partial funding of municipal subsidy programs for the removal of diseased shade trees by owners of residential property pursuant to subdivision 4. The commissioner may make grants-in-aid to any city of more than 80,000 population or any special purpose park district organized under the charter of a city of the first class or any non-profit corporation serving a city of the first class or any county having a disease control program approved by the commissioner for the acquisition of wood utilization or disposal facilities or equipment or the implementation of wood utilization or disposal systems.

(b) The commissioner shall promulgate rules for the administration of grants authorized by this subdivision. The rules shall establish and contain as a minimum:

(1) Procedures for grant applications;

(2) Conditions and procedures for the administration of grants;

(3) Criteria of eligibility for grants including, but not limited to, those specified in this subdivision; and

(4) Such other matters as the commissioner may find necessary to the proper administration of the grant program.

(c) Grants-in-aid payments for wood utilization and disposal facilities, equipment and systems and grants for public subsidy programs made by the commissioner pursuant to this subdivision shall not exceed 50 percent of the total cost of the facility equipment or system or municipal subsidy program, or both.

(d) A municipality or county which has received the consent of the commissioner to come within the provisions of this act may receive grants authorized by this subdivision, and may submit an application

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for a grant concurrently with its request for inclusion.

Sec. 4. APPROPRIATIONS. There is appropriated to the commissioner of agriculture from the general fund the sum of \$1,595,000 or so much thereof as may be necessary, for the period beginning July 1, 1975 and ending June 30, 1977 for the purpose of carrying out the terms and provisions of sections 1 and 3 of this act. All expenses of the commissioner in administering the appropriation by this section are payable therefrom. Not more than \$700,000 of the money appropriated by this section shall be spent on grant-in-aid payments for wood utilization and disposal facilities, equipment and systems; not more than \$800,000 of the money appropriated by this section shall be spent on grant-in-aid payments for municipal subsidy programs; not more than \$45,000 of the money appropriated by this section shall be spent on programs of public education regarding shade tree disease, and not more than \$50,000 of the money appropriated by this section shall be spent for administering the appropriations made by this section.

Sec. 5. Minnesota Statutes 1974, Section 18.023, Subdivision 3, is amended to read:

Subd. 3. RULES AND REGULATIONS; APPLICABILITY TO MUNICIPALITIES. The rules and regulations of the commissioner shall apply in a municipality unless the municipality adopts an ordinance which is determined by the commissioner to be more stringent than the rules and regulations of the commissioner. The rules and regulations of the commissioner or the more stringent ordinance of the municipality shall be in effect 60 days from March 31, 1974. The rules and regulations of the commissioner or the municipality shall apply to all state agencies, special purpose districts and metropolitan commissions as defined in Laws 1975, Chapter 13, Section 1, Subdivision 7, which own or control land adjacent to or within a shade tree disease control area in this act.

Sec. 6. Minnesota Statutes 1974, Section 18.022, is amended by adding a subdivision to read:

Subd. 9. RULES AND REGULATIONS. The commissioner may adopt rules and regulations in accordance with sections 15.0411 to 15.0422 prescribing control measures to be used to prevent the spread of shade tree diseases and shall include the following: (a) a definition of shade tree, (b) qualifications for inspectors, (c) methods of identifying diseased shade trees, (d) procedures for giving reasonable notice of inspection of private real property, (e) measures for the treatment and removal of any shade tree which may contribute to the spread of shade tree disease, and (f) such other matters as shall be determined to be necessary by the commissioner to prevent the spread of shade tree disease and enforce the provisions of this section. The rules and regulations of the commissioner shall apply in a county, city or town unless the county, city or town adopts an ordinance or resolution pursuant to subdivision 6 which is determined by the commissioner to be more

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stringent than the rules and regulations of the commissioner. The rules and regulations of the commissioner or the more stringent ordinance or resolution of the city, county or town shall apply to all state agencies and special purpose districts which own or control land within any county, city or town exercising the powers granted in section 18.022.

Sec. 7. This act shall take effect the day following enactment.

Approved June 2, 1975.

CHAPTER 254—HLF.No.1315

[Not Coded]

An act relating to firemen's relief; pensions; retirement and survivors benefits payable by the firemen's relief associations of the cities of Red Wing and Hibbing; amending Laws 1935, Chapter 192, Section 1, as amended.

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

Section 1. **HIBBING AND RED WING, CITIES OF; FIREMEN'S RELIEF.** Notwithstanding any provision of Laws 1953, Chapter 348 or Laws 1973, Chapter 359 or any other general or local law to the contrary, retirement and survivors benefits payable by the Red Wing firemen's relief association shall be governed by sections 1 to 4 of this act.

Sec. 2. A member of the association who retired prior to January 1, 1957 shall be entitled to a basic pension of \$260 per month for life. A member who retired on or after January 1, 1957 but prior to January 1, 1972 shall be entitled to a basic pension of \$230 per month for life. A member who retired on or after January 1, 1972, shall be entitled to the retirement benefits provided by Laws 1973, Chapter 359.

Sec. 3. The surviving spouse of a retired, disabled or active member of the association who died prior to January 1, 1972 shall be entitled to a basic pension of \$150 per month for life or until she shall re-marry. Each surviving child or children of a retired, disabled or active member of the association who died prior to January 1, 1972 shall be entitled to a basic pension of \$37 per month until attaining the age of 18 years. The surviving spouse and children of a retired, disabled or active member who died on or after January 1, 1972, shall be entitled to the benefits provided by Laws 1973, Chapter 359.

Sec. 4. Retirement and survivors benefits provided by sections 1 to 4 of this act may be subject to biannual adjustments in the manner prescribed by Laws 1973, Chapter 359, Section 6, in the discretion of the city council.

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