

(11) any individual employed on a part-time basis in a carnival, circus or fair;

(12) any individual under the age of 18 employed part-time by a municipality as part of a recreational program ;

(13) any individual employed by the state as a natural resource manager 1, 2, or 3 (conservation officer);

(14) any individual in a position with respect to which the U.S. Department of Transportation has power to establish qualifications and maximum hours of service pursuant to the provisions of 49 U.S. Code, Section 304 .

Sec. 2. Minnesota Statutes 1974, Section 43.16, is repealed.

Approved June 4, 1975.

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#### CHAPTER 400—H.F.No.1009

[Not Coded]

*An act relating to health and welfare; providing for increasing service levels under the nutrition for the elderly program; appropriating money.*

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

**Section 1. PUBLIC WELFARE; ELDERLY PERSONS; NUTRITION PROGRAM; APPROPRIATION.** Subdivision 1. There is appropriated from the general fund in the state treasury to the governor's citizens council on aging through the commissioner of public welfare the sum of \$650,000 for the purpose of increasing service levels of programs funded by the federal "Older Americans Act," Title 7 (Nutrition Program for the Elderly). The governor's citizens council on aging may retain up to five percent of the above amount for administrative costs.

**Subd. 2. SPENDING LIMITATIONS.** The governor's citizens council on aging is authorized to expend this sum to supplement the nutrition program for the elderly. The governor's citizens council on aging may make grants for the provision of nutritionally sound meals and supportive social services to any public or private nonprofit organization, institution, agency or Indian tribal organization. Policies and procedures for the awarding of grants shall be determined by the governor's citizens council on aging in accordance with federal and state regulations.

**Sec. 2.** Notwithstanding the provisions of Minnesota Statutes, Section 16A.28, the appropriation made in section 1 shall not cancel at the end of a fiscal year and shall be available until June 30, 1977.

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

Sec. 3. This act shall be effective July 1, 1975.

Approved June 4, 1975.

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**CHAPTER 401—H.F.No.1014**

[Coded in Part]

*An act relating to the collection, security and dissemination of data on individuals by the state and its political subdivisions; clarifying necessary definitions; changing reporting requirements; restructuring the duties of responsible authorities and the rights of subjects of data; providing for issuance of rules relating to the implementation of the act by the commissioner of administration; providing for the establishment of a privacy study commission; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 15.162; 15.163; 15.165; 15.166; 15.167; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Sections 15.164 and 15.168.*

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

Section 1. Minnesota Statutes 1974, Section 15.162, is amended to read:

**15.162 STATE GOVERNMENT; STATE AGENCIES; COLLECTION, SECURITY AND DISSEMINATION OF RECORDS; DEFINITIONS.** Subdivision 1. As used in sections 15.162 to 15.168 the terms defined in this section have the meanings given them.

Subd. 2. "Commissioner" means the commissioner of the department of administration.

Subd. 2a. "Confidential data on individuals" means data which is not public but is (a) expressly made confidential by law as to the individual subject of that data; (b) collected by a civil or criminal investigative agency as part of an active investigation undertaken for the purpose of the commencement of a legal action, provided that the burden of proof as to whether such investigation is active or in anticipation of a legal action is upon the agency; (c) data which supplies the basis for the diagnosis of the medical or psychiatric condition of an individual as determined by a licensed physician.

Subd. 3. "Data on individuals" includes all records, files and processes which contain any data on any-in which an individual is or can be identified and which is kept or intended to be kept on a permanent or ~~semipermanent~~ temporary basis. It includes that collected, stored, and disseminated by manual, mechanical, electronic or any other means. Data on individuals includes data classified as public, private or confidential.

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