

given and unless the action is commenced within one year after such notice. The time for giving such notice does not include the time, not exceeding 90 days, during which the person injured is incapacitated by the injury from giving the notice.

Sec. 5. Minnesota Statutes 1974, Section 466.05, Subdivision 2, is amended to read:

Subd. 2. **EXCEPTIONS TO THE NOTICE REQUIREMENT.** Notice shall not be required to maintain an action for damages for or on account of any loss or injury within the scope of section 466.02 if such injury or loss:

(a) arises out of an intentional tort committed by an officer, employee or agent of the municipality; or

(b) involves a motor vehicle or other equipment owned by the municipality or operated by an officer, employee or agent of the municipality.

Where no notice of claim is required under this chapter, no action shall be maintained unless the action is commenced within two years after the date of the incident, accident or transaction out of which the cause of action arises.

Approved April 13, 1976.

CHAPTER 265—H.F.No.1885

[Coded]

An act relating to the metropolitan airports commission; requiring the installation of aircraft noise suppressing equipment at certain Minneapolis-St. Paul International Airport sites; amending Minnesota Statutes, 1975 Supplement, Section 473.608, by adding a subdivision.

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

Section 1. Minnesota Statutes, 1975 Supplement, Section 473.608, is amended by adding a subdivision to read:

Subd. 20. METROPOLITAN AIRPORTS; NOISE SUPPRESSING EQUIPMENT. Subject to the final enactment of the Airport and Airways Development Act Amendments of 1975 the corporation shall install aircraft noise suppressing equipment at the ground run-up operation sites of the Minneapolis-St. Paul International Airport. All such aircraft noise suppressing equipment shall conform to specifications approved by the pollution control agency. The pollution control agency shall determine the deadline for installation of the aircraft noise sup-

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Dressing equipment.

Approved April 13, 1976.

CHAPTER 266—H.F.No.1892

[Coded in Part]

An act relating to emergency services; defining disaster and emergency; specifying powers of political subdivisions in relation to local emergencies; providing for loans in disaster areas; amending Minnesota Statutes 1974, Section 12.03; and Chapter 12 by adding sections.

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

Section 1. Minnesota Statutes 1974, Section 12.03, is amended to read:

12.03 EMERGENCY SERVICES; LOCAL EMERGENCIES; POWERS OF POLITICAL SUBDIVISIONS; DEFINITIONS. Subdivision 1. For the purposes of this chapter each term defined in this section has the meaning ascribed to it.

Subd. 2. "Disaster" means a situation which creates an immediate and serious impairment to the health and safety of any person, or a situation which has resulted or is likely to result in catastrophic loss to property, and for which traditional sources of relief and assistance within the affected area are unable to repair or prevent the injury or loss.

Subd. 3. "Emergency" means an unforeseen combination of circumstances which calls for immediate action to prevent a disaster from developing or occurring.

Subd. 2-4. "Civil defense" "Emergency services" means the preparation for and the carrying out of all emergency functions, other than functions for which military forces are primarily responsible, to prevent, minimize and repair injury and damage resulting from disasters caused by enemy attack, sabotage, or other enemy hostile action; or from fire, flood, earthquake, or other natural causes. These functions include, without limitation, fire-fighting services, police services, medical and health services, rescue, engineering, ~~air-raid~~ warning services, communications, radiological, chemical and other special weapons defense, evacuation of persons from stricken areas, emergency welfare services, emergency transportation, existing or properly assigned functions of plant protection, temporary restoration of public utility services, and other functions related to civilian protection, together with all other activities necessary or incidental to preparation for and carrying out of the foregoing functions.

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