

the Worthington volunteer firemen's relief association in excess of the amounts authorized by Minnesota Statutes, Section 69.06, but not in excess of the amounts authorized by this act made prior to the effective date of this act are hereby deemed authorized.

Subd. 3. The provisions of Minnesota Statutes, Section 69.06 shall continue to govern pensions paid pursuant to this section in all instances where consistent with this section.

Sec. 2. This act is effective upon approval by the governing body of the city of Worthington and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 31, 1976.

---

**CHAPTER 101—H.F.No.2216**

[Not Coded]

*An act relating to interim claims against the state; appropriating moneys for the payment thereof; repealing Laws 1969, Chapter 886, Section 3, Subdivision 10.*

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

**Section 1. CLAIMS AGAINST STATE; APPROPRIATION.** Subdivision 1. There is appropriated from the general fund in the state treasury the sums of money set forth in this section to the persons named therein in full and final payment of claims against the state.

Subd. 2. Eugene R. Graf, Box 55, Stillwater, Minnesota 55082, for permanent partial disability of the back sustained while performing assigned duties at St. Cloud reformatory.....\$1,960

Subd. 3. Earline Ollila, 509 Elm Street, Farmington, Minnesota 55024, for medical expenses incurred and permanent partial disability of the right ankle and foot resulting from a fall on accumulated snow and ice on the sidewalk west of the front steps of the capitol.....\$2,500

Subd. 4. Apache Corporation, 1800 Foshay Tower, Minneapolis, Minnesota 55402, for refund of additional license fees paid in 1973 due to an error in their annual report of December 31, 1972.....\$2,802.27

Subd. 5. Bernadette Olmstead, 3951 Emerson Avenue North, Minneapolis, Minnesota 55412, for medical and other expenses incurred, for future medical and other expenses, and for permanent disabilities sustained when she entered an unmarked door into Morrill hall at the university of Minnesota and fell into an open freight elevator shaft one level below the door opening.....\$37,000

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

Subd. 6. Bernice Shockley, 1237 Penn Avenue North, Minneapolis, Minnesota 55411, for expenses incurred and permanent partial disability of the left leg resulting from a fall on accumulated snow and ice on the sidewalk at the front entrance of Stillwater state prison.....\$3,140.10

Subd. 7. E. G. Threinen, 7703 Sixth Street Northeast, Grand Rapids, Minnesota 55744, for costs incurred as a result of an auto accident by a foster child who is a ward of the state.....\$2,000

Subd. 8. Abbott-Northwestern Hospital, 110 East 18 Street, Minneapolis, Minnesota 55407, for the costs of hospitalization and treatment furnished to a state parolee at the direction of district court as the result of representations made to the court by an agent of the department of corrections that the department would pay for the treatment.....\$2,487.75

Subd. 9. Norman H. Drews, 3423 Taylor Northeast, Minneapolis, Minnesota 55418, for permanent physical impairment of the right hand sustained while working in the farm machinery department of Stillwater state prison.....\$520.07

Sec. 2. Subdivision 1. There is appropriated from the trunk highway fund in the state treasury the sums of money set forth in this section to the persons named therein in full and final payment of claims against the state.

Subd. 2. The Cornelius Company, 2727 North Ferry Street, Anoka, Minnesota 55303, for expenses incurred during a power outage caused by highway crewmen driving a stake into buried electric cable feeding into their plant.....\$1,477.32

Subd. 3. Thermo-Serv Company, 2939 Sixth Avenue North, Anoka, Minnesota 55303, for expenses incurred during a power outage caused by highway crewmen driving a stake into buried electric cable feeding into their plant.....\$5,162.50

Subd. 4. The Henry J. Bettenhausen Estate, c/o R. G. Johnson, Post Office Box 908, Mankato, Minnesota 56001, for loss of bean crop resulting from water backup due to improper connection to private tile under highway I-90.....\$1,000

Subd. 5. O'Brien Properties, 1705 Miller Trunk Highway, Duluth, Minnesota 55811, for damages resulting from highway crewmen severing a sewer line into this service station.....\$1,711

Subd. 6. H. P. Graves, Route 2, Jackson, Minnesota 56143, for damages to farm lands due to salt run-off from state stockpile stored on adjacent land during the past ten years.....\$1,000

Subd. 7. Robert Muellerleile, doing business as M & M Signs, 225

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

Ruby, Mankato, Minnesota 56001, for the value of a highway sign destroyed in error by highway department.....\$2,135

Subd. 8. Lakeland Bean Company, Industrial Park Drive, Olivia, Minnesota 56277, for expenses incurred as a result of a change of access on highway 212 for the benefit of the state.....\$500

Subd. 9. City of Minneapolis, Equipment Division of Communications, 313 South Third Street, Minneapolis, Minnesota 55415, for the loss of a computer terminal and radio in a state trooper's unit which was destroyed by fire.....\$3,500

Sec. 3. Subdivision 1. There is appropriated from the game and fish fund in the state treasury the sum of money set forth in this section to the person named therein in full and final payment of a claim against the state.

Subd. 2. City of Albert Lea, 221 East Clark Street, Albert Lea, Minnesota 56007, for costs incurred in the removal of dead fish due to winter kill from Fountain Lake in the city of Albert Lea.....\$1,700.87

Sec. 4. Subdivision 1. There is appropriated from the general fund in the state treasury the sums of money set forth in this section to the persons named therein in full payment of claims against the state for adjusted compensation arising from World War I and Korean conflict service.

Subd. 2. **WORLD WAR I SERVICES; BENEFICIARIES.** Mathilde A. Silvernale (beneficiary of Faus P. Silvernale), 5416 Wallingford North, Seattle, Washington 98103.....\$180

Ida E. Urie (beneficiary of Edwin D. Urie), 1820 Birch, White Bear Lake, Minnesota 55110.....\$60

Subd. 3. **KOREAN CONFLICT.** Olaf E. Aaker, 503 Thirty-first Street Northeast, Rochester, Minnesota 55901.....\$142.50

Lloyd W. Armbrust, Post Office Box 325, Superior, Wisconsin 54880.....\$247.50

Lyle R. Bardwell, Clearbrook, Minnesota 56634.....\$22.50

Francis E. Gonczy, 800 East Ninety-sixth Street, Bloomington, Minnesota 55423.....\$90

Glen H. Gutzman, 547 West Munsterman, Appleton, Minnesota 56208.....\$157.50

Gifford V. Halland, 2007 South Buildings Boulevard, Billings, Montana 59101.....\$97.50

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

Ordean W. Ishaug, 6628 South Francisco, Chicago, Illinois 60629.....\$200

Robert Johnson, 1915 Columbus Avenue South, Apartment 23, Minneapolis, Minnesota 55404.....\$352.50

Irene M. Kellner, Building 29 2-W, Veterans Hospital, Saint Cloud, Minnesota 56301.....\$180

Marion L. Kulas, 3515 Minnesota Avenue, Duluth, Minnesota 55802.....\$200

Russell A. MacRunnels, Post Office Box 92, Staples, Minnesota 56479.....\$200

Lloyd J. Resler, 224 Holly, Owatonna, Minnesota 55060.....\$52.50

Lauren F. Stevens, Post Office Box 73, National City, California 92050.....\$400

Stephen F. Varichak, 620 Thirty-sixth Avenue Northeast, Minneapolis, Minnesota 55418.....\$142.50

Subd. 4. **KOREAN CONFLICT; BENEFICIARY.** Barbara J. Vantoll (Beneficiary of Russell G. Miller), 1205 Hillcrest Drive, Kaukauna, Wisconsin 54130.....\$337.50

Sec. 5. Subdivision 1. There is appropriated from the general fund in the state treasury the sum of money set forth in this section to the commissioner of labor and industry for the state compensation revolving fund in full and final payment of a claim against the state.

Subd. 2. The commissioner of labor and industry shall pay from the state compensation revolving fund to Mrs. Karen Mares, 39 Elm Avenue, Maple Lake, Minnesota 55358, for the benefit of herself and the dependent children of Larry B. Mares, killed while on duty with the Minnesota national guard, August 24, 1974, the sum of \$120 per week, subject to the other limitations of Minnesota Statutes 1974, Chapter 176, as in effect at the time of his death, regarding marriage, survival interests of the children, and so forth, except that the maximum compensation shall be \$48,000. To provide for the payment of attorney's fees, the commissioner shall transmit every fifth check to the firm of Hvass, Weisman & King, 715 Cargill Building, Minneapolis, Minnesota 55402, subject to the limitation that attorney's fees in this matter shall not exceed 20 percent of the amount paid out.....\$48,000

Sec. 6. Unless otherwise specified, payment pursuant to this act shall constitute full and final release of any and all claims against the state of Minnesota.

Sec. 7. Laws 1969, Chapter 886, Section 3, Subdivision 10, is re-  
Changes or additions indicated by underline deletions by ~~strikeout~~

pealed.

Sec. 8. This act takes effect upon final enactment.

Approved March 31, 1976.

---

**CHAPTER 102—H.F.No.2244**

[Coded in Part]

*An act relating to public employment labor relations; providing for determination of the fair share fee; providing for appeal of that determination; amending Minnesota Statutes 1974, Sections 179.63, by adding a subdivision; 179.65, Subdivision 2; 179.71, Subdivision 2; and 179.72, Subdivision 3.*

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

Section 1. Minnesota Statutes 1974, Section 179.63, is amended by adding a subdivision to read:

**Subd. 19. LABOR RELATIONS; PUBLIC EMPLOYMENT; FAIR SHARE FEES.** “Fair share fee challenge” means any proceeding or action instituted by a public employee, a group of public employees, or any other person, to determine their rights and obligations with respect to the circumstances or the amount of a fair share fee assessment authorized by section 179.65, subdivision 2.

Sec. 2. Minnesota Statutes 1974, Section 179.65, Subdivision 2, is amended to read:

Subd. 2. Public employees shall have the right to form and join labor or employee organizations, and shall have the right not to form and join such organizations. Public employees in an appropriate unit shall have the right by secret ballot to designate an exclusive representative for the purpose of negotiating grievance procedures and the terms and conditions of employment for such employees with the employer of such unit. Except for employees included in section 179.63, subdivision 10, clause (c), who shall be exempt from contributing until January 1, 1975 only, all public employees who are not members of the exclusive representative may be required by said representative to contribute a fair share fee for services rendered by the exclusive representative; ~~and the employer upon notification by the exclusive representative of such employees shall be obligated to check off said fee from the earnings of the employee and transmit the same to the exclusive representative. In no instance shall the required contribution exceed a pro rata share of the specific expenses incurred for services rendered by the representative in relationship to negotiations and administration of grievance procedures in an amount equal to the regular membership dues of the exclusive representative, less the cost of benefits financed~~

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