

hearing.

Sec. 2. Minnesota Statutes 1974, Section 65B.62, is repealed.

Sec. 3. This act is effective the day following final enactment and applies to accidents occurring on and after its effective date.

Approved March 25, 1976.

---

## CHAPTER 80—S.F.No.429

[Not Coded]

*An act relating to the Minnesota zoological garden; providing a means of public access to the garden at the time of its opening; directing the department of highways to improve a certain road to provide such public access; and appropriating money.*

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

**Section 1. ZOOLOGICAL GARDEN; PUBLIC ACCESS; LEGISLATIVE FINDING.** The legislature finds that the anticipated opening of the Minnesota zoological garden is July 1977. It further finds that Legislative Route No. 279 extended by Laws 1974, Chapter 265, to provide public access to the zoological garden cannot be completed at the time of the anticipated opening due to federal, state and environmental requirements. It is therefore necessary to provide an alternative to route No. 279 that will not involve the same federal, state and environmental requirements, will provide reasonably adequate access to the zoological garden, and will be available for use by the public at the time of the anticipated opening.

**Sec. 2. HIGHWAY DEPARTMENT TO UPGRADE PUBLIC ROAD.** Subdivision 1. Within the limits of the appropriation provided therefor in section 4, the department of highways shall contract with the local municipalities to widen, reconstruct where necessary and generally upgrade, to the extent necessary to provide adequate public access to the Minnesota zoological garden, the following described road:

Beginning at a point on Johnny Cake Ridge road at its intersection with Dakota county highway No. 32, also known as Cliff road, in Dakota county; thence extending southerly along Johnny Cake Ridge road a distance of approximately two miles to the south line of Section 14, Township 115 North, Range 20 West, and there terminating.

The road described is not added to the trunk highway system, and except for the authority conferred herein upon the department of highways shall remain under the jurisdiction of the cities of Apple Valley

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

and Eagan.

Subd. 2. All widening, reconstruction and upgrading of the road described in subdivision 1 shall be completed on or before July 1, 1977.

Sec. 3. **RIGHT OF WAY; CITIES TO ACQUIRE.** All right of way needed for the widening and upgrading of the road described in section 2 shall be acquired by the cities of Apple Valley and Eagan. No special assessments for benefits occasioned by the improvement of the road, as provided herein, shall be assessed against the property of those property owners abutting the road who donate the right of way necessary for the improvement.

Sec. 4. **APPROPRIATION.** The sum of \$750,000 is appropriated from the general fund to the department of highways to carry out the provisions of section 2. Any portion of the appropriation not expended therefor shall revert to the general fund.

Sec. 5. The appropriation made in section 4 shall be available for expenditure upon the signing of an agreement between the commissioner of highways, and the cities of Apple Valley and Eagan in which the cities authorize the commissioner of highways to withhold for a period of less than ten years, commencing July 1, 1980, such portion of the cities' apportionments from the municipal state aid street fund that is sufficient to repay the state's general fund without interest for 50 percent of the cost of the project. The commissioner of highways will annually deposit the withheld amounts in the state general fund.

Sec. 6. **EFFECTIVE DATE.** This act is effective the day following its final enactment. The appropriation shall not cancel but shall be available until expended or the project is completed or abandoned.

Approved March 25, 1976.

---

## CHAPTER 81—S.F.No.612

*An act relating to retirement; withdrawal of share values by members of the unclassified employees retirement program; amending Minnesota Statutes, 1975 Supplement, Section 352D.05, Subdivision 3.*

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

Section 1. Minnesota Statutes, 1975 Supplement, Section 352D.05, Subdivision 3, is amended to read:

Subd. 3. **RETIREMENT; UNCLASSIFIED STATE EMPLOYEES; SHARE WITHDRAWAL.** Upon termination of covered employment or at any time thereafter a participant shall be entitled to withdraw the

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