

Sec. 2. This act is effective the day following its final enactment.

Approved March 23, 1978.

CHAPTER 583-H.F.No.2233

[Coded]

An act relating to state government; directing the commissioner of administration to grant contract preference to American made products; amending Minnesota Statutes 1976, Chapter 16, by adding a section.

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

Section 1. Minnesota Statutes 1976, Chapter 16, is amended by adding a section to read:

[16.073] PREFERENCE FOR AMERICAN MADE MATERIALS. Subdivision 1. DEFINITIONS. As used in this section, the following terms shall have the meanings given them:

(a) "State" means the state of Minnesota or any agency thereof, a contractor acting pursuant to a contract with the state, and any person acting on behalf of the state or any agency thereof;

(b) "Materials" means any goods, supplies, equipment or any other tangible products or materials;

(c) "Manufactured" means mined, produced, manufactured, fabricated or assembled;

(d) "Manufactured in the United States" means manufactured in whole or in substantial part within the United States or that the majority of the component parts thereof were manufactured in whole or in substantial part in the United States;

(e) "Purchase" means acquire by purchase or lease.

Subd. 2. PURCHASE PREFERENCE. Notwithstanding the provisions of any other law to the contrary, no materials shall be purchased by the state for use for governmental purposes which are not manufactured in the United States, except as may be provided in this section. When all other factors are substantially equal, preference shall be given to those products which are manufactured to the greatest extent in the United States. To the extent possible, specifications shall be written so as to permit the state to purchase materials manufactured in the United States.

Subd. 3. EXEMPTIONS. Subdivision 2 shall not apply if the person having contracting authority in respect to the purchase determines that (1) the materials are not

Changes or additions indicated by underline deletions by strikeout

manufactured in the United States in sufficient or reasonably available quantities, (2) the price or bid of the materials unreasonably exceeds the price or bid of available and comparable materials manufactured outside of the United States, (3) the quality of the materials is substantially less than the quality of comparably priced available materials manufactured outside of the United States, or (4) the purchase of the materials manufactured in the United States is otherwise not in the public interest. Subdivision 2 also shall not apply if the materials are purchased with a view to commercial resale or with a view to use in the production of goods for commercial sale.

Sec. 2. **EFFECTIVE DATE.** This act is effective in respect to all contracts executed by the state after July 1, 1978.

Approved March 23, 1978.

CHAPTER 584-H.F.No.2242

[Not Coded]

An act relating to Yellow Medicine county; authorizing the expenditure of money by the county board to restore county ditch number nine.

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

Section 1. **YELLOW MEDICINE COUNTY; COUNTY DITCH NUMBER NINE.** Notwithstanding the provisions of section 106.471, subdivision 2, the county board of Yellow Medicine county may spend up to \$100,000, for the years 1978 and 1979 or until the ditch is completed, to cut trees, clean and otherwise repair county ditch number nine, Yellow Medicine county, by hired labor and equipment without advertising for bids or entering into a contract.

Sec. 2. This act is effective upon adoption of a resolution or ordinance by the governing body of the county of Yellow Medicine and compliance with Minnesota Statutes, Section 645.021.

Approved March 23, 1978.

CHAPTER 585-H.F.No.2248

An act relating to municipal police and fire civil service commissions; requiring that commissioners be appointed by city councils; removing certain restrictions on other employment; limiting the commission's power to prescribe employment requirements; amending Minnesota Statutes 1976, Sections 419.02; 419.05; and 420.06.

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

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