

reason. Revocation shall not entitle the permittee or any other person to compensation of any kind.

Subd. 3. **INTERFERENCE WITH UTILITIES; MAINTENANCE.** No fence for which a permit is granted under this section shall be placed in a manner that interferes with the location or maintenance of the facilities of a public utility. The maintenance of any fence for which a permit is granted under this section shall be the responsibility of the permittee.

Subd. 4. **FEES.** The commissioner may charge a reasonable fee for a permit granted under this section to compensate for the cost of administering the permit system. All fees collected shall be credited to the trunk highway fund.

Subd. 5. **FEDERAL AID.** The commissioner shall take no action under this section that will result in the loss of all or part of any federal aid otherwise available for highway construction in this state.

Subd. 6. This act applies only to Trunk Routes located in the town of Zumbrota, Goodhue county.

Approved March 28, 1978.

CHAPTER 657-H.F.No.2080

An act relating to juveniles; providing procedures regulating the detention of certain juveniles; amending Minnesota Statutes 1976, Section 260.185, Subdivision 1.

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

Section 1. Minnesota Statutes 1976, Section 260.185, Subdivision 1, is amended to read:

260.185 **DISPOSITIONS; DELINQUENT CHILD.** Subdivision 1. If the court finds that the child is delinquent, it shall enter an order making any of the following dispositions of the case which are deemed necessary to the rehabilitation of the child:

(a) Counsel the child or his parents, guardian, or custodian;

(b) Place the child under the supervision of a probation officer or other suitable person in his own home under conditions prescribed by the court including reasonable rules for his conduct and the conduct of his parents, guardian, or custodian, designed for the physical, mental, and moral well-being and behavior of the child, or with the consent of the commissioner of corrections, in a group foster care facility which is under the management and supervision of said commissioner;

(c) Subject to the supervision of the court, transfer legal custody of the child to one

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of the following:

(1) A child placing agency; or

(2) The county welfare board; or

(3) A reputable individual of good moral character; or

(4) Except for children found to be delinquent as defined in section 260.015, subdivision 5, clauses (c) and (d), ~~unless the child has previously appeared before a juvenile court on the same charge, and in the judgment of the court, community resources have been exhausted;~~ a county home school, if the county maintains a home school or enters into an agreement with a county home school; or

(5) A county probation officer for placement in a group foster home established under the direction of the juvenile court in accordance with standards established by the commissioner of corrections;

(d) Except for children found to be delinquent as defined in section 260.015, subdivision 5, clauses (c) and (d), ~~unless the child has previously appeared before a juvenile court on the same charge, and in the judgment of the court, community resources have been exhausted;~~ transfer legal custody by commitment to the commissioner of corrections;

(e) If the child is found to have violated a state or local law or ordinance which has resulted in damage to the property of another, the court may order the child to make reasonable restitution for such damage;

(f) If the child is in need of special treatment and care for his physical or mental health, the court may order the child's parent, guardian, or custodian to provide it. If the parent, guardian, or custodian fails to provide this treatment or care, the court may order it provided.

(g) If the court believes that it is in the best interests of the child and of public safety that the driver's license of the child be cancelled until his eighteenth birthday, the court may recommend to the commissioner of transportation the cancellation of the child's license for any period up to the child's eighteenth birthday, and the commissioner is hereby authorized to cancel such license without a hearing. At any time before the termination of the period of cancellation, the court may, for good cause, recommend to the commissioner of transportation that the child be authorized to apply for a new license, and the commissioner may so authorize.

Any order for a disposition authorized under this section shall contain written findings of fact to support the disposition ordered, and shall also set forth in writing the following information:

(a) Why the best interests of the child are served by the disposition ordered; and

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(b) What alternative dispositions were considered by the court and why such dispositions were not appropriate in the instant case.

This subdivision applies to dispositions of juveniles found to be delinquent as defined in section 260.015, subdivision 5, clause (c) or (d) made prior to, on, or after January 1, 1978.

Sec. 2. **EFFECTIVE DATE.** This act shall be effective one day after its enactment.

Approved March 28, 1978.

CHAPTER 658-H.F.No.2087

An act relating to the process and procedures for designating power plant sites and transmission line routes; clarifying the grounds for revocation or suspension of a site certificate or route suspension permit; extending the effective date of the board's emergency rules; altering the distribution of proceeds of tax on certain transmission and distribution lines; amending Minnesota Statutes 1976, Section 273.42; and Minnesota Statutes, 1977 Supplement, Sections 116C.645 and 116C.66; and Laws 1977, Chapter 439, Section 26.

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

Section 1. Minnesota Statutes, 1977 Supplement, Section 116C.645, is amended to read:

116C.645 **REVOCATION OR SUSPENSION.** A site certificate or construction permit may be revoked or suspended by the board after adequate notice of the alleged grounds for revocation or suspension and a full and fair hearing in which the affected utility has an opportunity to confront any witness and respond to any evidence against it and to present rebuttal or mitigating evidence upon a finding by the board of:

(1) Any false statement knowingly made in the application or in accompanying statements or studies required of the applicant, if a true statement would have warranted a change in the board's findings;

(2) Failure to comply with material conditions of the site certificate or construction permit, or failure to maintain health and safety standards; or

(3) Any material violation of the provisions of sections 116C.51 to 116C.69, any rule promulgated pursuant thereto, or any order of the board.

Sec. 2. Minnesota Statutes, 1977 Supplement, Section 116C.66, is amended to read:

116C.66 **RULES.** The board, in order to give effect to the purposes of sections 116C.51 to 116C.69, shall prior to ~~January~~ July 1, 1978, adopt rules consistent with sections 116C.51 to 116C.69, including promulgation of site and route designation criteria,

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