

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

Section 1. **COURIER SERVICES CARRIER PERMIT.**

Notwithstanding the provisions of section 221.121, for 180 days following enactment of this section, the commission shall issue a courier services carrier permit without a hearing to all petitioners who apply for a permit. These petitions shall not be subject to contest or to the requirement that the area to be served has a need for the transportation services requested in the petition and that existing permit and certificated carriers in the area to be served have failed to demonstrate that they offer sufficient transportation services to meet fully and adequately those needs.

Sec. 2. **EFFECTIVE DATE.**

This act is effective the day following its final enactment.

Approved May 8, 1981

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CHAPTER 125 — H.F.No. 189

*An act relating to governmental operations; prohibiting the use of state government vehicles for nongovernmental functions; prohibiting compensation of employees for use of personal vehicles for nongovernmental purposes; amending Minnesota Statutes 1980, Section 16.753.*

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

Section 1. Minnesota Statutes 1980, Section 16.753, is amended to read:

**16.753 USE OF STATE-OWNED VEHICLES; COMPENSATION FOR USE OF PERSONAL VEHICLES.**

Subdivision 1. **DEFINITION.** By October 1, 1975, the commissioner of administration shall develop, implement, and, as needed, amend rules, reimbursement rates and necessary operating policies regarding state-owned vehicles assigned to individual employees for extended use in the performance of their assigned duties. Reimbursement to the state by employees shall be made for the full cost to the state for travel by the employee to and from his place of residence. Such rules, rates and operating policies shall not be subject to the provisions of the administrative procedures act. All moneys received under this provision shall be deposited as nondedicated receipts to the credit of the fund from which the costs of operating the individual vehicles are paid. For purposes of section 1, "state vehicle" means any vehicle owned or leased by the state, or loaned to the state.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Subd. 2. **PROHIBITED USES.** The provisions of subdivision 1 shall not apply to any member of the state highway patrol, crime bureau investigators, nor to the commissioner and deputy commissioner of public safety. A state vehicle shall be used only for authorized state business. A state vehicle shall not be used for transportation to or from the residence of a state employee, except as provided in subdivision 3.

Subd. 3. **PERMITTED USES.** A state vehicle may be used by a state employee to travel to or from the employee's residence:

(a) On a day on which it may be necessary for the employee to respond to a work-related emergency during hours when the employee is not normally working; or

(b) If the employee has been assigned the use of a state vehicle for authorized state business on an extended basis, and the employee's primary place of work is not the state work station to which he is permanently assigned; or

(c) If the employee has been assigned the use of a state vehicle for authorized state business away from the work station to which he is permanently assigned, and the number of miles travelled, or the time needed to conduct the business, will be minimized if the employee uses a state vehicle to travel to the employee's residence before or after travelling to the place of state business. Use of a state vehicle pursuant to this subdivision shall require the prior approval of the agency head, or the designee of the agency head. Within 15 days of the end of each three-month period, beginning July 1, 1981, the head of each state agency or department shall report to the commissioner of administration on each case in which a state vehicle is used by an employee of that agency to travel to or from the employee's residence. The commissioner shall specify the form of this report and the information to be included. If no state vehicles have been used for this travel, the head of the agency shall report this to the commissioner.

Subd. 4. **PERSONAL VEHICLES.** No state employee shall be compensated by the state for use of a personal vehicle for travel between the employee's residence and the state work station to which the employee is permanently assigned, except pursuant to a collective bargaining agreement negotiated under chapter 179, or a plan adopted by the commissioner of employee relations under section 43.113. A collective bargaining agreement or a plan adopted by the commissioner may only provide for this compensation in cases in which an employee is called back to work during hours when the employee is not normally working.

Subd. 5. **EXCLUSIONS.** Subdivisions 2 to 4 do not apply to the van pooling program established in section 16.756, or a ride-sharing program established by the department of transportation, or a trooper employed by the state patrol, or to use of a state vehicle by the governor.

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Subd. 6. ADMINISTRATIVE POLICIES. The commissioner of administration shall adopt regulations necessary to implement section 1. These regulations shall include, but are not limited to, a determination of when an employee shall reimburse the state for use of a state vehicle, and rates of reimbursement. Rates of reimbursement shall cover the full cost to the state for the travel for which reimbursement is required. The commissioner shall also set operating procedures for use of state vehicles. These regulations, rates and operating procedures shall not be subject to the administrative procedure act. All moneys received under these regulations and procedures shall be deposited as nondedicated receipts to the credit of the fund from which the costs of operating the individual vehicles are paid.

**Sec. 2. EFFECTIVE DATE.**

This act is effective July 1, 1981.

Approved May 8, 1981

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**CHAPTER 126 — H.F.No. 258**

*An act relating to commerce; allowing the manufacture, sale, and shipment of gambling devices for use in jurisdictions where use of the gambling device is legal; amending Minnesota Statutes 1980, Sections 349.31, Subdivision 1; 609.75, Subdivision 1; 609.76; proposing new law coded in Minnesota Statutes, Chapter 349.*

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

Section 1. Minnesota Statutes 1980, Section 349.31, Subdivision 1, is amended to read:

**Subdivision 1. INTENTIONAL POSSESSION; WILFUL KEEPING.**  
The intentional possession or wilful keeping of a gambling device upon any licensed premises is cause for the revocation of any license under which the licensed business is carried on upon the premises where the gambling device is found, provided that possession of gambling devices commonly known as "paddlewheels" or "tipboards" or apparatus used in conducting raffles on the premises of a nonprofit organization and operated by organizations licensed for such operation pursuant to section 349.26 and the manufacture of gambling devices for use in jurisdictions where use of the gambling device is legal as provided for by section 2 shall not be cause for revocation of a license.

**Sec. 2. [349.40] GAMBLING DEVICES; MANUFACTURE FOR USE IN OTHER STATES.**

The manufacture in this state of gambling devices, or any component parts thereof, for shipment, sale, and use in jurisdictions where use of the

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