

in accordance with the plan approved on February 12, 1981. The membership of the board shall consist of the remaining counties.

Approved May 20, 1981

CHAPTER 247 — H.F.No. 131

An act relating to crimes; authorizing the release of account information to law enforcement authorities investigating the issuance of worthless checks; authorizing the issuance of account information to payee or holders when a check has been dishonored; providing notification of the release of information; amending Minnesota Statutes 1980, Section 609.535, by adding subdivisions.

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

Section 1. Minnesota Statutes 1980, Section 609.535, is amended by adding a subdivision to read:

Subd. 6. RELEASE OF ACCOUNT INFORMATION TO LAW ENFORCEMENT AUTHORITIES. A drawee shall not be liable in a civil or criminal proceeding for releasing the information specified below to any state, county, or local law enforcement or prosecuting authority which first certifies in writing that it is investigating or prosecuting a complaint against the drawer under this section or section 609.52, subdivision 2, clause (3)(a), and that 15 days have elapsed since the mailing of the notice required by subdivision 3. This subdivision applies to the following information relating to the drawer's account:

- (1) Documents relating to the opening of the account by the drawer;
- (2) Correspondence between the drawer and the drawee relating to the status of the account;
- (3) Periodic statements mailed to the drawer by the drawee for the periods immediately prior to, during, and subsequent to the issuance of any check or other order for the payment of money which is the subject of the investigation or prosecution; or
- (4) The last known home and business addresses and telephone numbers of the drawer.

Sec. 2. Minnesota Statutes 1980, Section 609.535, is amended by adding a subdivision to read:

Subd. 7. RELEASE OF ACCOUNT INFORMATION TO PAYEE OR HOLDER. If there is a written request to a drawee from a payee or holder

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

of a check or other order for the payment of money that has been dishonored other than by a stop payment order, which request is accompanied by a copy of the dishonored check or other order for payment of money, the drawee is not liable in a civil or criminal proceeding for releasing to the payee or holder any of the following information relating to the drawer's account:

(1) Whether at the time the check or other order for payment of money was issued or presented for payment the drawer had sufficient funds or credit with the drawee, and whether at that time the account was open, closed or restricted for any reason and the date it was closed or restricted; and

(2) The last known home and business addresses and telephone numbers of the drawer.

Sec. 3. Minnesota Statutes 1980, Section 609.535, is amended by adding a subdivision to read:

Subd. 8. NOTICE. The provisions of subdivisions 6 and 7 are not applicable unless the notice to the maker or drawer required by subdivision 3 states that if the check or other order for the payment of money is not paid in full within five business days after mailing of the notice, the drawee may release information relating to the account to the payee or holder of the check or other order for the payment of money.

Sec. 4. **EFFECTIVE DATE.**

This act is effective August 1, 1981 and applies to all crimes committed on or after that date.

Approved May 21, 1981

CHAPTER 248 — H.F.No. 1065

An act relating to public utilities; extending an option as to rate regulation by the public utilities commission to certain small telephone companies; amending Minnesota Statutes 1980, Sections 237.01; 237.075, Subdivision 9; and 237.081, Subdivision 1a.

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

Section 1. Minnesota Statutes 1980, Section 237.01, is amended to read:

237.01 TELEPHONE COMPANY DEFINED DEFINITIONS.

Subdivision 1. GENERALLY. As used in this chapter, the following terms have the meanings given.

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