

Any governmental unit which pays all or any part of such premiums or charges is authorized to levy and collect a tax, if necessary, in the next annual tax levy for the purpose of providing the necessary funds for the payment of such premiums or charges, and except for school districts such sums so levied and appropriated shall not, in the event such sum exceeds the maximum sum allowed by any law or the charter of a municipal corporation, be considered part of the cost of government of such governmental unit as defined in any tax levy or per capita expenditure limitation; provided at least 50 percent of the cost of benefits on dependents shall be contributed by the retired officer or retired employee or be paid by levies within existing per capita tax limitations.

The word "dependents" as used herein shall mean spouse and minor unmarried children under the age of 18 years actually dependent upon the retired officer or retired employee.

Sec. 2. **EFFECTIVE DATE.**

This act shall be effective the day after final enactment.

Passed over the governor's veto March 19, 1982

CHAPTER 603 — H.F.No. 1726

An act relating to education; removing the commissioner of education from the state university board and as secretary of the board; allowing teachers at a community college or state university to accrue seniority during a leave of absence; amending Minnesota Statutes 1980, Sections 136.12, Subdivision 1; 136.13; and 136.88, Subdivision 5.

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

Section 1. Minnesota Statutes 1980, Section 136.12, Subdivision 1, is amended to read:

Subdivision 1. The educational management of the state universities is vested in a board of nine directors who, ~~with the commissioner of education,~~ shall constitute the state university board. ~~Such~~ The directors shall be appointed by the governor, subject to the advice and consent of the senate. One director shall be a student at a state university or have graduated from a state university within one year prior to his or her date of appointment. Other than the student or recent graduate director, at least one director shall be a resident of each congressional district and two directors shall be graduates of a state university in this state.

Sec. 2. Minnesota Statutes 1980, Section 136.13, is amended to read:

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

136.13 ANNUAL MEETING; OFFICERS.

The annual meeting of the state university board shall be held in May. At such the meeting it shall choose by ballot a president, ~~whose~~ and a secretary. The term of office shall be for two years and until his the successor qualifies. In case of vacancy, the state university board shall appoint one of the directors ~~president~~ to fill the open position until the next annual meeting and until ~~his the~~ successor qualifies. ~~The commissioner of education shall be secretary of the board.~~

Sec. 3. Minnesota Statutes 1980, Section 136.88, Subdivision 5, is amended to read:

Subd. 5. A teacher who is reinstated to the same or similar position after an extended leave pursuant to this section shall not lose tenure or credit for previous seniority in the employing community college or state university. A teacher shall not accrue seniority credit during the time of a leave of absence pursuant to this section, except that a teacher at a community college or state university may accrue seniority credit during the leave, consistent with the conditions of the collective bargaining agreement.

Passed over the governor's veto March 19, 1982

CHAPTER 604 — S.F.No. 1738

An act relating to crimes; prohibiting possession of obscene works appealing to pedophiles; increasing the fines for distribution of obscene material; prescribing penalties; amending Minnesota Statutes 1980, Sections 617.241; and 617.246, Subdivision 4; proposing new law coded in Minnesota Statutes, Chapter 617.

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

Section 1. Minnesota Statutes 1980, Section 617.241, is amended to read:

617.241 OBSCENE MATERIALS; DISTRIBUTION PROHIBITED; PENALTY.

It is unlawful for any person knowingly to exhibit, sell, print, offer to sell, give away, circulate, publish, distribute, or attempt to distribute any obscene book, magazine, pamphlet, paper, writing, card, advertisement, circular, print, picture, photograph, motion picture film, play, image, instrument, statue, drawing, or other article which is obscene. "Obscene" for the purpose of this section, is defined as follows: Whether to the average person, applying contemporary community standards, the dominant theme of the material taken as a whole appeals to prurient interests.

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