

Subdivision 1. ST. LOUIS COUNTY GRANTS. In St. Louis county, the social services board shall award grants each year for St. Louis county school district No. 710 to carry on a nutrition program in the schools and to provide hot lunches for needy school children. The total amount of the grants shall be not more than \$20,000. The county shall appropriate the amount needed each year from the general fund to the social services department.

Subd. 2. ADMINISTRATION. A committee of the chair of the county board, chair of the social services board, county health officer, and the superintendent of St. Louis county school district No. 710 shall award the grants. The committee shall establish the time and manner of grant applications and the criteria for awarding grants. The committee shall recommend to the social services board recipients for the grants and the recommended amount for each grant.

Sec. 3. **REPEALER.**

Minnesota Statutes 1984, section 383C.391 is repealed.

Sec. 4. **EFFECTIVE DATE.**

Section 1 is effective upon compliance with Minnesota Statutes, section 645.021.

Approved March 25, 1986

CHAPTER 467—H.F.No. 2331

An act relating to gambling; prohibiting certain betting practices relating to horse racing; requiring persons appointed to the charitable gambling control board to be confirmed by the senate; permitting the board to impose civil penalties; permitting local investigation fees; creating a new class of license for raffles; changing requirements for distributors; requiring the registration of manufacturers; providing for collection of certain taxes by distributors; changing reporting and recordkeeping requirements for organizations; providing for maximum prizes for pull-tabs; requiring towns to be notified; exempting certain organizations from regulation and taxation; amending Minnesota Statutes 1984, sections 240.25, subdivision 2; 240.26, subdivisions 1 and 2; 349.12, subdivisions 13 and 17, and by adding a subdivision; 349.15; 349.151, subdivisions 2 and 4; 349.16, subdivision 3, and by adding a subdivision; 349.161, subdivision 1, and by adding a subdivision; 349.162; 349.17, by adding a subdivision; 349.18, subdivision 2; 349.19, subdivisions 5 and 6; 349.211, by adding a subdivision; 349.212; 349.213; 349.214, subdivision 2, and by adding a subdivision; 349.31, subdivision 1; 609.75, subdivision 3; and 609.761; Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349.

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

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

Section 1. Minnesota Statutes 1984, section 240.25, subdivision 2, is amended to read:

Subd. 2. **OFF-TRACK BETS.** No person may, as part of an organized commercial activity, place or accept a bet off the premises of a licensed racetrack for delivery to a licensed racetrack shall:

(1) for a fee, directly or indirectly, accept anything of value from another to be transmitted or delivered for wager in any licensed pari-mutuel system of wagering on horse races, or for a fee deliver anything of value which has been received outside of the enclosure of a licensed racetrack holding a race meet licensed under this chapter, to be placed as wagers in the pari-mutuel system of wagering on horse racing within the enclosure; or

(2) give anything of value to be transmitted or delivered for wager in any licensed pari-mutuel system of wagering on horse races to another who charges a fee, directly or indirectly, for the transmission or delivery.

Sec. 2. Minnesota Statutes 1984, section 240.26, subdivision 1, is amended to read:

Subdivision 1. **FELONIES.** A violation of the prohibition against accepting a bet in section 240.25, ~~subdivisions subdivision 1 and 2,~~ a violation of section 240.25, subdivision 2, clause (1), and a violation of section 240.25, subdivisions 3, 4, and 7 is a felony.

Sec. 3. Minnesota Statutes 1984, section 240.26, subdivision 2, is amended to read:

Subd. 2. **GROSS MISDEMEANORS.** A violation of the prohibition against placing a bet in section 240.25, ~~subdivisions subdivision 1 and 2,~~ a violation of section 240.25, subdivision 2, clause (2), and a violation of section 240.25, subdivisions 5 and 6, is a gross misdemeanor.

Sec. 4. Minnesota Statutes 1984, section 349.12, subdivision 13, is amended to read:

Subd. 13. "Profit" means the gross receipts collected from lawful gambling, less reasonable sums necessarily and actually expended for ~~gambling supplies and equipment, prizes, rent, and utilities used during the gambling occasions, compensation paid to members for conducting gambling, and taxes imposed by this chapter, and maintenance of devices used in lawful gambling.~~

Sec. 5. Minnesota Statutes 1984, section 349.12, subdivision 17, is amended to read:

Subd. 17. "Distributor" is a person who sells gambling equipment he manufactures or purchases for resale within the state.

Sec. 6. Minnesota Statutes 1984, section 349.12, is amended by adding a subdivision to read:

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Subd. 18. DEAL. "Deal" means each separate package, or series of packages, consisting of one game of pull-tabs with the same serial number purchased from a distributor.

Sec. 7. Minnesota Statutes 1984, section 349.15, is amended to read:

349.15 USE OF PROFITS.

Profits from lawful gambling may be expended only for lawful purposes or expenses as authorized at a regular meeting of the conducting organization. Provided that no more than 50 percent of gross receipts from bingo, and no more than 40 percent for other forms of lawful gambling, may be expended for necessary expenses related to lawful gambling. The board shall provide by rule for the administration of this section, including specifying allowable expenses. The rules may provide a maximum percentage of gross receipts which may be expended for certain expenses.

Sec. 8. Minnesota Statutes 1984, section 349.151, subdivision 2, is amended to read:

Subd. 2. **MEMBERSHIP.** The board consists of 13 members appointed as follows:

- (1) eleven persons appointed by the governor with the advice and consent of the senate, at least four of whom must reside outside of the seven-county metropolitan area;
- (2) the commissioner of public safety or his designee; and
- (3) the attorney general or his designee.

A member serving on the board by appointment must have been a resident of Minnesota for at least five years. Of the appointees of the governor not more than six may belong to the same political party. A member appointed to the board may be removed at any time by the appointing authority. Vacancies on the board are filled in the same manner as the original appointment. Of the members appointed by the governor, three are for terms expiring June 30, 1985, four are for terms expiring June 30, 1986, and four are for terms expiring June 30, 1987. After the expiration of the initial terms, appointments are for three years. The governor shall appoint the chairperson from among his appointees.

Sec. 9. Minnesota Statutes 1984, section 349.151, subdivision 4, is amended to read:

Subd. 4. **POWERS AND DUTIES.** The board has the following powers and duties:

- (1) to issue, revoke, and suspend licenses to organizations and suppliers, distributors, and manufacturers under sections 349.16 and, 349.161, and section 15;

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- (2) to collect and deposit license fees and taxes due under this chapter;
- (3) to receive reports required by this chapter and inspect the records, books, and other documents of organizations and suppliers to insure compliance with all applicable laws and rules;
- (4) to make rules, including emergency rules, required by this chapter;
- (5) to register gambling equipment and issue registration stamps under section 349.162;
- (6) to provide by rule for the mandatory posting by organizations conducting lawful gambling of rules of play and the odds and/or house percentage on each form of lawful gambling; ~~and~~
- (7) to report annually to the governor and legislature on its activities and on recommended changes in the laws governing charitable gambling; and
- (8) impose civil penalties of not more than \$500 per violation on organizations, distributors, and manufacturers for failure to comply with any provision of sections 349.12 to 349.23 or any rule of the board.

Sec. 10. Minnesota Statutes 1984, section 349.16, subdivision 3, is amended to read:

Subd. 3. **FEES.** The board shall by rule establish a schedule of fees for licenses under this section. The schedule must establish ~~three~~ four classes of license, authorizing all forms of lawful gambling, all forms except bingo, raffles only, and bingo only.

Sec. 11. Minnesota Statutes 1984, section 349.16, is amended by adding a subdivision to read:

Subd. 4. LOCAL INVESTIGATION FEE. A statutory or home rule charter city or county notified under section 349.213, subdivision 2, may assess an investigation fee on organizations applying for or renewing a license to conduct lawful gambling. An investigation fee may not exceed the following limits:

- (1) for cities of the first class, \$500;
- (2) for cities of the second class, \$250; and
- (3) for all other cities and counties, \$100.

Sec. 12. Minnesota Statutes 1984, section 349.161, subdivision 1, is amended to read:

Subdivision 1. **PROHIBITED ACTS; LICENSES REQUIRED.** No person may:

- (1) sell, offer for sale, or furnish gambling equipment for use within the state

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for gambling purposes, other than for ~~bingo~~ lawful gambling exempt from licensing under section ~~340.19~~ 349.214, except to an organization licensed for lawful gambling; or

(2) sell, offer for sale, or furnish gambling equipment to an organization licensed for lawful gambling without having obtained a distributor license under this section.

No licensed organization may purchase gambling equipment from any person not licensed as a distributor under this section.

Sec. 13. Minnesota Statutes 1984, section 349.161, is amended by adding a subdivision to read:

Subd. 8. EMPLOYEES OF DISTRIBUTORS. Licensed distributors shall provide the board upon request with the names and business addresses of all employees. Each person eligible to conduct sales on behalf of a distributor must have in possession a picture identification card approved by the board.

Sec. 14. Minnesota Statutes 1984, section 349.162, is amended to read:

349.162 EQUIPMENT REGISTERED.

Subdivision 1. **STAMP REQUIRED.** A distributor may not sell to an organization and an organization may not purchase from a distributor gambling equipment unless the equipment has been registered with the board and has a registration stamp affixed. The board ~~may~~ shall charge a fee of ~~up to 25~~ five cents for each stamp. Each stamp must bear a registration number assigned by the board. A distributor is entitled to a refund for unused stamps and replacement for stamps which are defective or canceled by the distributor.

Subd. 2. **RECORDS REQUIRED.** A distributor must maintain a record of all gambling equipment which it sells to organizations. The record must include:

- (1) the identity of the person or firm from whom the equipment was purchased;
- (2) the registration number of the equipment;
- (3) the name and address of the organization to which the sale was made; and
- (4) the date of the sale.

The ~~record~~ invoice for each sale must be retained for at least ~~three years~~ one year after the sale is completed and a copy of the invoice is delivered to the board. For purposes of this section, a sale is completed when the gambling equipment is physically delivered to the purchaser.

Each distributor must report monthly to the board, ~~on~~ in a form the board prescribes, its sales of each type of gambling equipment. Employees of the

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board may inspect the books, records, and other documents of a distributor at any reasonable time without notice and without a search warrant.

Subd. 3. SALES FROM FACILITIES. All gambling equipment purchased by a licensed distributor for resale in Minnesota must prior to its resale be unloaded into a facility located in Minnesota which the distributor owns or leases.

Subd. 3. EXEMPTION. For purposes of this section, bingo cards intended to be used for more than one game need not be registered.

Sec. 15. [349.163] REGISTRATION OF MANUFACTURERS.

Subdivision 1. REGISTRATION. No manufacturer of gambling equipment may sell any gambling equipment to any person unless the manufacturer has registered with the board and has been issued a certificate of registration.

Subd. 2. CERTIFICATE; FEE. A certificate under this section is valid for one year. The annual fee for registration is \$500.

Subd. 3. PROHIBITED SALES. A manufacturer may not sell gambling equipment to any person not licensed as a distributor unless the manufacturer is also a licensed distributor.

Sec. 16. Minnesota Statutes 1984, section 349.17, is amended by adding a subdivision to read:

Subd. 2a. DISTRIBUTOR LICENSE EXEMPTION FOR LESSOR. As part of a lease agreement on a leased bingo premises, the lessor may furnish bingo equipment without being a licensed distributor.

Sec. 17. [349.171] CERTAIN SIGNS PROHIBITED.

No organization may post on the premises where it conducts lawful gambling any sign which states directly or indirectly that all of the receipts from the lawful gambling it conducts are used for charitable purposes.

Sec. 18. Minnesota Statutes 1984, section 349.18, subdivision 2, is amended to read:

Subd. 2. EXCEPTIONS. (a) A licensed organization may conduct raffles on a premise it does not own or lease.

(b) A licensed organization may with the permission of the board, conduct bingo on premises it does not own or lease for up to six days in a calendar year, in connection with a county fair or civil celebration.

(c) A licensed organization may, after compliance with section 349.213, conduct lawful gambling on premises other than the organization's licensed premise for one day per year for not more than 12 hours that day. A lease for that time period for the exempted premises must accompany the request to the board.

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Sec. 19. Minnesota Statutes 1984, section 349.19, subdivision 5, is amended to read:

Subd. 5. **REPORTS.** A licensed organization must report to the board and to its membership monthly, or quarterly in the case of a licensed organization which does not report more than \$1,000 in gross receipts from lawful gambling in any calendar quarter, on its gross receipts, expenses, profits, and expenditure of profits from lawful gambling. If the organization conducts both bingo and other forms of lawful gambling, the figures for both must be reported separately. In addition, a licensed organization must report to the board monthly on its purchases of gambling equipment and must include the type, quantity, and dollar amount from each supplier separately. The reports must be on a form the board prescribes.

Sec. 20. Minnesota Statutes 1984, section 349.19, subdivision 6, is amended to read:

Subd. 6. **PRESERVATION OF RECORDS.** The board may require that records required to be kept by this section must be preserved by a licensed organization for at least ~~three~~ two years and may be inspected by employees of the board at any reasonable time without notice or a search warrant.

Sec. 21. Minnesota Statutes 1984, section 349.211, is amended by adding a subdivision to read:

Subd. 2a. PULL-TAB PRIZES. The maximum prize which may be awarded for any single pull-tab is \$250. An organization may not sell any pull-tab for more than \$2.

Sec. 22. Minnesota Statutes 1985 Supplement, section 349.212, subdivision 1, is amended to read:

Subdivision 1. **RATE.** There is hereby imposed a tax on all lawful gambling, other than pull-tabs, conducted by organizations licensed by the board at the rate specified in this subdivision. The tax imposed by this ~~section~~ subdivision is in lieu of the tax imposed by section 297A.02 and of all local taxes and license fees except a fee authorized under section 349.213, subdivision 3.

On all lawful gambling, other than pull-tabs, the tax is ten percent of the gross receipts of a licensed organization from lawful gambling less prizes actually paid out, payable by the organization.

Sec. 23. Minnesota Statutes 1984, section 349.212, is amended by adding a subdivision to read:

Subd. 4. PULL-TAB TAX. There is imposed a tax on the sale of each deal of pull-tabs sold by a licensed distributor to a licensed organization, or to an organization holding an exemption identification number. The rate of the tax is ten percent of the face resale value of all the pull-tabs in each deal less the total prizes which may be paid out on all the pull-tabs in that deal. The tax is payable

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to the commissioner of revenue in the manner prescribed in section 24 and the rules of the commissioner. The commissioner shall pay the proceeds of the tax to the state treasurer for deposit in the general fund. The sales tax imposed by chapter 297A on the sale of the pull-tabs by the licensed distributor to an organization is imposed on the retail sales price less the tax imposed by this subdivision. The retail sale of pull-tabs by the organization is exempt from taxes imposed by chapter 297A if the tax imposed by this subdivision has been paid and is exempt from all local taxes and license fees except a fee authorized under section 349.213, subdivision 3.

Sec. 24. **[349.212] PULL-TAB TAX; COLLECTION.**

Subdivision 1. APPLICATION AND ISSUANCE. Every distributor licensed by the board who sells pull-tabs to organizations authorized to sell pull-tabs under this chapter must file with the commissioner of revenue an application, on a form the commissioner prescribes, for a gambling tax identification number and gambling tax permit. The commissioner, when satisfied that the applicant has a valid license from the board, shall issue the applicant a permit and number. A permit is not assignable and is valid only for the distributor in whose name it is issued.

Subd. 2. RECORDS. The commissioner may by rule require a licensed distributor holding a permit under this section to keep such books, papers, documents, and records as the commissioner deems necessary to the enforcement of this chapter. The commissioner may examine, or cause to be examined, any books, papers, records, or other documents relevant to making a determination, whether they are in the possession of a distributor or another person or corporation. The commissioner may require the attendance of any persons having knowledge or information in the premises, to compel the production of books, papers, records, or memoranda by persons so required to attend, to take testimony on matters material to a determination, and to administer oaths or affirmations.

Subd. 3. SUSPENSION, REVOCATION. The commissioner, after notice and hearing, may for reasonable cause revoke or suspend a permit held by a distributor. A notice must be sent to the distributor at least 30 days before the hearing and give notice of the time and place of the hearing, must give the reason for the proposed suspension or revocation, and must require the distributor show cause why the proposed action should not be taken. The notice may be served personally or by mail in the manner prescribed for service of notice of a deficiency. The commissioner may not issue a new permit after revocation except upon application accompanied by reasonable evidence of the intention of the applicant to comply with all applicable laws and rules. The commissioner may condition the issuance of a new permit to the applicant on the supplying of security in addition to that authorized by subdivision 2 as is reasonably necessary to ensure compliance with all applicable laws and rules.

Subd. 4. COLLECTION. The tax imposed by section 349.212, subdivision 4, for each taxable sale is due and payable to the commissioner monthly on or

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before the 25th day of the month succeeding the month in which the taxable sale was made.

Subd. 5. INFORMATION CONFIDENTIAL. Neither the commissioner nor any other public official or employee may divulge or otherwise make known in any manner any particulars disclosed in any report or return required by this section, or any information concerning the affairs of the distributor making the return acquired from its records, officers, or employees while examining or auditing under the authority of this chapter, except in connection with a proceeding involving taxes due under this chapter. Nothing herein prohibits the commissioner from publishing statistics so classified as not to disclose the identity of particular returns or reports and their contents. Any person violating the provisions of this section is guilty of a gross misdemeanor.

Notwithstanding the provisions of this section, the commissioner may furnish information on a reciprocal basis to the taxing officials of another state or the board in order to implement the purposes of this chapter.

In order to facilitate processing of returns and payments of taxes required by this chapter, the commissioner may contract with outside vendors and may disclose private and nonpublic data to the vendor. The data disclosed must be administered by the vendor consistent with this section.

Subd. 6. COLLECTIONS; CIVIL PENALTIES. The provisions of chapter 297A relating to the commissioner's authority to audit, assess, and collect the tax imposed by that chapter apply to the tax, penalties and interest imposed by section 349.212, subdivision 4. The commissioner shall impose civil penalties for violation of this section as provided in chapter 297A, and the additional tax and penalties are subject to interest at the rate provided in section 270.75.

Subd. 7. RULES. The commissioner shall adopt rules, including emergency rules, for the administration and enforcement of this section and section 349.212, subdivision 4.

Sec. 25. Minnesota Statutes 1984, section 349.213, is amended to read:

Subdivision 1. **LOCAL REGULATION.** A statutory or home rule city or county has the authority to adopt more stringent regulation of any form of lawful gambling within its jurisdiction, including the prohibition of any form of lawful gambling, and may require a permit for the conduct of gambling exempt from licensing under section 349.214. The fee for a permit issued under this subdivision may not exceed \$100. The authority granted by this subdivision does not include the authority to require a license or permit to conduct gambling by organizations or sales by distributors licensed by the board.

Subd. 2. **LOCAL APPROVAL.** Before issuing or renewing an organization license, the board must notify the city council of the statutory or home rule city in which the organization's premises are located or, if the premises are located outside a city, by the county board of the county and the town board of the town

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where the premises are located. If the city council or county board adopts a resolution disapproving the license and so informs the board within 30 days of receiving notice of the license, the license may not be issued or renewed.

Sec. 26. Minnesota Statutes 1984, section 349.214, subdivision 2, is amended to read:

Subd. 2. **RAFFLES LAWFUL GAMBLING.** (a) Raffles may be conducted by an organization as defined in section 349.12, subdivision 43 12, without complying with sections 349.11 to 349.14 and 349.151 to 349.213 if the value of all raffle prizes awarded by the organization in a calendar year does not exceed \$750.

(b) Lawful gambling may be conducted by an organization as defined in section 349.12, subdivision 12, without complying with sections 349.11 to 349.14 and 349.151 to 349.212 if:

(1) the organization conducts lawful gambling on five or fewer days in a calendar year;

(2) the organization does not award more than \$50,000 in prizes for lawful gambling in a calendar year;

(3) the organization notifies the board in writing not less than 30 days before each lawful gambling occasion of the date and location of the occasion, the types of lawful gambling to be conducted, the prizes to be awarded, and receives an exemption identification number;

(4) the organization notifies the local government unit 30 days before the lawful gambling occasion;

(5) the organization purchases all gambling equipment and supplies from a licensed distributor; and

(6) the organization reports to the board, on a single page form prescribed by the board, within 30 days of each gambling occasion, the gross receipts, prizes, expenses, expenditures of net profits from the occasion, and the identification of the licensed distributor from whom all gambling equipment was purchased.

(c) If the organization fails to file a timely report as required by paragraph (b), clause (3) or (6), a \$250 penalty is imposed on the organization. Failure to file a timely report does not disqualify the organization as exempt under this paragraph if a report is subsequently filed and the penalty paid.

(d) Merchandise prizes must be valued at their fair market value.

Sec. 27. Minnesota Statutes 1984, section 349.214, is amended by adding a subdivision to read:

Subd. 4. TAXATION. An organization's receipts from lawful gambling that

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is exempt from licensing under this section is not subject to the tax imposed by section 297A.02 or 349.212.

Sec. 28. Minnesota Statutes 1984, section 349.31, subdivision 1, is amended to read:

Subdivision 1. **INTENTIONAL POSSESSION; WILLFUL KEEPING.** The intentional possession or willful keeping of a gambling device on a 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 equipment as defined in section 349.12, subdivision 17, which is used for lawful gambling licensed by the charitable gambling control board authorized by this chapter, and the manufacture of gambling devices for use in jurisdictions where use of the gambling device is legal as provided for by section 349.40 shall not be cause for revocation of a license.

Sec. 29. Minnesota Statutes 1984, section 609.75, subdivision 3, is amended to read:

Subd. 3. **WHAT ARE NOT BETS.** The following are not bets:

(1) A contract to insure, indemnify, guarantee or otherwise compensate another for a harm or loss sustained, even though the loss depends upon chance.

(2) A contract for the purchase or sale at a future date of securities or other commodities.

(3) Offers of purses, prizes or premiums to the actual contestants in any bona fide contest for the determination of skill, speed, strength, endurance, or quality or to the bona fide owners of animals or other property entered in such a contest.

(4) The game of bingo when conducted in compliance with sections 349.11 to 349.23.

(5) A private social bet not part of or incidental to organized, commercialized, or systematic gambling.

(6) The operation of equipment or the conduct of a raffle under sections 349.11 to 349.22, by an organization licensed by the charitable gambling control board or an organization exempt from licensing under section 349.214.

(7) Pari-mutuel betting on horse racing when the betting is conducted under chapter 240.

Sec. 30. Minnesota Statutes 1984, section 609.761, is amended to read:

609.761 OPERATIONS PERMITTED.

Notwithstanding sections 609.755 and 609.76, an organization may conduct

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lawful gambling as defined in section 349.12, if licensed by the charitable gambling control board and conducted under sections 349.11 to 349.22 authorized under chapter 349, and a person may manufacture, sell, or offer for sale a gambling device to the an organization authorized under chapter 349 to conduct lawful gambling, and pari-mutuel betting on horse racing may be conducted under chapter 240.

Sec. 31. TAX AMNESTY; NONPROFIT ORGANIZATIONS.

For an organization that has an unpaid liability for sales tax due under Minnesota Statutes, chapter 297A, arising out of lawful gambling conducted under Minnesota Statutes, chapter 349, between March 1, 1982, and June 30, 1985, the commissioner of revenue shall accept as full payment of the liability, a certified check, cashier's check, or money order in the amount of 50 percent of the liability incurred, plus interest. Payment must be received by the commissioner of revenue before January 1, 1987. For delinquent returns filed under this section, the civil and criminal penalties imposed by law are waived.

Sec. 32. SALES TAX EXEMPTION.

The gross receipts from the conduct of lawful gambling conducted under Minnesota Statutes, chapter 349, received prior to March 1, 1982, shall be exempt from taxation under Minnesota Statutes, chapter 297A. No refunds shall be paid pursuant to this section unless the organization can demonstrate to the commissioner of revenue that the refunds will be paid to those who paid the tax.

Sec. 33. EFFECTIVE DATE.

Sections 1 to 3 are effective the day following final enactment. Section 8 is effective the day following final enactment and applies to persons appointed to the charitable gambling control board after that date. Sections 4 to 7, 9 to 14, 16 to 21, and 25 to 32 are effective June 1, 1986. Section 15 is effective July 1, 1986. Sections 22 to 24 are effective January 1, 1987.

Approved March 25, 1986

CHAPTER 468—H.F.No. 2364

An act relating to transportation; railroads; clarifying procedures in certain contested matters brought before the transportation regulation board; permitting the transportation regulation board to grant clearance variances without evidentiary hearings in certain cases; permitting transportation regulation board to approve certain rate changes and applications for track abandonment or discontinuance of service in certain cases without a public hearing; providing a maximum fine for motor carrier violations involving transportation of hazardous materials; amending Minnesota Statutes 1984, sections 174A.02, subdivision 4; 216A.05,

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