

(b) Prior to any interview, the commissioner or local welfare agency shall notify the parent, guardian, or legal custodian of a child who will be interviewed in the manner provided for in subdivision 10d, paragraph (a). If reasonable efforts to reach the parent, guardian, or legal custodian of a child in an out-of-home placement have failed, the child may be interviewed if there is reason to believe the interview is necessary to protect the child or other children in the facility. The commissioner or local agency must provide the information required in this subdivision to the parent, guardian, or legal custodian of a child interviewed without parental notification as soon as possible after the interview. When the investigation is completed, any parent, guardian, or legal custodian notified under this subdivision shall receive the written memorandum provided for in subdivision 10d, paragraph (c).

Sec. 4. EFFECTIVE DATE.

Sections 1 and 3 are effective August 1, 1987. Section 2 is effective August 1, 1987, and applies to offenses committed on or after that date.

Approved May 12, 1987

CHAPTER 92—S.F.No. 482

An act relating to insurance; regulating terminations of certain agency contracts; requiring companies to attempt to rehabilitate agents before terminating their appointment; regulating these rehabilitation agreements; amending Minnesota Statutes 1986, section 60A.171, subdivisions 1, 3, and by adding a subdivision.

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

Section 1. Minnesota Statutes 1986, section 60A.171, subdivision 1, is amended to read:

Subdivision 1. After an agency contractual relationship has been in effect for a period of three years an insurance company writing fire or casualty loss insurance in this state may not terminate the agency contractual relationship with any appointed agent unless the company has attempted to rehabilitate the agent as provided in subdivision 3a and gives the agent notice in writing of the termination at least three months in advance.

Sec. 2. Minnesota Statutes 1986, section 60A.171, subdivision 3, is amended to read:

Subd. 3. No new business ~~or increases in liability on renewal or in force~~ business shall be written by the agent for the company after ~~notice of the~~ effective date of the termination without the written approval of the company, or a limited contract. The agent may increase liability on renewal or in force

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

business for not more than one year for the insured after the effective date of the termination if the increased liability meets the current underwriting standards of the company.

Sec. 3. Minnesota Statutes 1986, section 60A.171, is amended by adding a subdivision to read:

Subd. 3a. (a) Following proper notice as required under subdivision 1, and prior to the effective date of termination of the agency contract, in an effort to avoid termination, the company shall negotiate in good faith in an effort to reach mutual agreement with the agent on a written plan for rehabilitation.

(b) The rehabilitation plan must be in writing and must contain the following elements:

(1) identification by the company of the problem areas which need rehabilitation;

(2) what the agent must do to avoid termination;

(3) how the company intends to assist the agent to avoid termination;

(4) the mutually agreed upon corrective action to be undertaken by the agent and the specific target dates for accomplishment;

(5) periodic meeting dates at which the status of rehabilitation will be reviewed; and

(6) the term of the written plan which must extend for at least one year after the notice of termination.

(c) All agency contracts in existence at the time of the effective date of this section are subject to the rehabilitation requirement under subdivision 1. The rehabilitation plan need not be incorporated into the agency contract.

Sec. 4. EFFECTIVE DATE.

Sections 1, 2, and 3 are effective the day following enactment.

Approved May 12, 1987

CHAPTER 93—H.F.No. 170

An act relating to firearms; allowing ammunition manufacturers to possess machine guns for ammunition testing purposes; permitting certain licensed dealers and manufacturers to own or possess machine guns and short-barreled shotguns for certain purposes; amending Minnesota Statutes 1986, section 609.67, subdivisions 3 and 4.

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