

(c) \$117,000,000 is appropriated to the commissioner of transportation for fiscal year 1989 for highway development. Of this amount:

\$71,900,000 is from the trunk highway fund;

\$34,600,000 is from the county state-aid highway fund; and

\$10,500,000 is from the municipal state-aid street fund.

In spending this appropriation, the commissioner shall give priority to highway projects that were programmed for 1988-1989 highway development but were deferred.

(d) \$4,800,000 is appropriated to the commissioner of transportation for fiscal year 1989 from the trunk highway fund for construction support.

(e) \$10,500,000 is appropriated to the commissioner of transportation for fiscal year 1989 from the trunk highway fund for program delivery.

Sec. 8. REPEALER.

Laws 1987, chapter 268, article 18, section 5, is repealed.

Sec. 9. EFFECTIVE DATE.

Sections 1, 2, and 3 are effective May 1, 1988, and apply to gasoline and special fuel in distributor storage on that date. Section 4 is effective May 1, 1988. Section 6 is effective the day following final enactment. Sections 5, 7, and 8 are effective July 1, 1988, except that the appropriation in section 7, paragraph (a), is effective the day following final enactment.

Approved April 23, 1988

CHAPTER 604—H.F.No. 10

An act relating to crimes; clarifying that the crying of a child does not constitute provocation under first degree manslaughter; amending Minnesota Statutes 1987 Supplement, section 609.20.

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

Section 1. Minnesota Statutes 1987 Supplement, section 609.20, is amended to read:

609.20 MANSLAUGHTER IN THE FIRST DEGREE.

Whoever does any of the following is guilty of manslaughter in the first degree and may be sentenced to imprisonment for not more than 15 years or to payment of a fine of not more than \$30,000, or both:

New language is indicated by underline, deletions by ~~strikeout~~.

(1) intentionally causes the death of another person in the heat of passion provoked by such words or acts of another as would provoke a person of ordinary self-control under like circumstances, provided that the crying of a child does not constitute provocation;

(2) causes the death of another in committing or attempting to commit a misdemeanor or gross misdemeanor offense with such force and violence that death of or great bodily harm to any person was reasonably foreseeable, and murder in the first or second degree was not committed thereby;

(3) intentionally causes the death of another person because the actor is coerced by threats made by someone other than the actor's coconspirator and which cause the actor reasonably to believe that the act performed by the actor is the only means of preventing imminent death to the actor or another; or

(4) proximately causes the death of another, without intent to cause death by, directly or indirectly, unlawfully selling, giving away, bartering, delivering, exchanging, distributing, or administering a controlled substance classified in schedule III, IV, or V.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective August 1, 1988, and applies to crimes committed on or after that date.

Approved April 24, 1988

CHAPTER 605—H.F.No. 257

An act relating to public employment; providing that certain state employees who are eligible to retire are eligible for state-paid insurance benefits; authorizing employer contributions to a deferred compensation plan in certain instances; modifying the definition of terms and conditions of employment for public employees; modifying severance pay; amending Minnesota Statutes 1986, sections 123.72; 179A.03, subdivision 19; 179A.07, subdivision 2; 179A.16, by adding a subdivision; 179A.20, by adding a subdivision; 356.24; 465.72, subdivision 1; and 471.616, subdivision 1; Minnesota Statutes 1987 Supplement, sections 43A.24, subdivision 2; 43A.316, subdivision 8; and 352.96, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 471; repealing Minnesota Statutes 1986, section 465.72, subdivision 2.

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

Section 1. Minnesota Statutes 1987 Supplement, section 43A.24, subdivision 2, is amended to read:

Subd. 2. **OTHER ELIGIBLE PERSONS.** The following persons are eligible for state paid life insurance and hospital, medical, and dental benefits as

New language is indicated by underline, deletions by ~~strikeout~~.