

Signed by the governor April 28, 1994, 2:22 p.m.

## CHAPTER 537—S.F.No. 2246

*An act relating to natural resources; authorizing the exchange of certain state lands in Wabasha and Fillmore counties under certain conditions; authorizing private sale of certain tax-forfeited land that borders public water in Goodhue county; exempting from certain provisions of the plumbing code a portion of the water supply system at the Wabasha county fairgrounds.*

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

### Section 1. LAND EXCHANGE; WABASHA AND FILLMORE COUNTIES.

Subdivision 1. LEGISLATIVE AUTHORIZATION. Pursuant to Minnesota Statutes, section 94.342, subdivision 3, the legislature expressly authorizes the commissioner of natural resources and the land exchange board to proceed with the land exchange described in this section, under the conditions specified, notwithstanding the fact that the state may not receive, in this exchange, riparian land as required by section 94.342, subdivision 3, and other applicable law.

Subd. 2. LANDS TO BE EXCHANGED. The lands which may be exchanged are those located in Wabasha and Fillmore counties that are described in the "Proposal for Land Exchange" filed with the department of natural resources by Dr. Lee Nauss, of Rural Route 1, Mazeppa, Minnesota, on or about July 23, 1993, or substantially similar lands. The lands proposed by Dr. Nauss to be given to the state in the exchange have been determined by the state, in its rejection of Dr. Nauss' proposal dated on or about August 30, 1993, to lack sufficient riparian land to meet statutory requirements.

Subd. 3. CONDITIONS FOR APPROVAL. If the commissioner of natural resources determines that the benefits to the public in this proposed exchange outweigh the loss of state-owned riparian land, and all other necessary requirements for such a land exchange are met, the commissioner may recommend the exchange to the land exchange board, which may approve the exchange. In making the determination and related recommendation, the commissioner shall include the following factors in necessary deliberations: (1) the state received from Dr. Nauss, in an earlier exchange, considerably more riparian land, in the same general area as included in Dr. Nauss' proposed exchange, than the state gave in that earlier exchange; and (2) the particular lands Dr. Nauss offered to exchange to the state in his July 23, 1993, proposal were purchased by Dr. Nauss expressly for exchange with the state upon the recommendation of a department of natural resources forester.

### Sec. 2. PRIVATE SALE OF TAX-FORFEITED LAND; GOODHUE COUNTY.

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

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Goodhue county may convey by private sale the tax-forfeited land bordering public water that is described in paragraph (c), under the remaining provisions of Minnesota Statutes, chapter 282.

(b) The land described in paragraph (c) may be sold by private sale to Veterans of Foreign Wars Post No. 5727 of Zumbrota, Minnesota. The conveyance must be in a form approved by the attorney general.

(c) The land that may be conveyed is located in Goodhue county and is described as:

(1) City of Zumbrota, Original plat, tax parcel No. 72-100-1410; and

(2) City of Zumbrota, Original plat, tax parcel No. 72-100-1440;

(d) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

### **Sec. 3. WATER SUPPLY TO WABASHA COUNTY FAIRGROUNDS.**

(a) Except as provided in paragraph (b), that portion of the water supply system at the Wabasha county fairgrounds that is covered under department of health plan number 930051 need not comply with the following provisions of the Minnesota plumbing code:

(1) Minnesota Rules, part 4715.3130, requiring prior approval of plans for plumbing systems;

(2) Minnesota Rules, parts 4715.0420, subpart 3, item VI, and 4715.0510, item G, requiring plastic water service pipe to have a working pressure rating of at least 150 pounds per square inch and imposing other requirements on the use of plastic water service pipe;

(3) Minnesota Rules, part 4715.1710, subpart 2, requiring prior approval and imposing other conditions for placing a water service pipe and building sewer in the same trench;

(4) Minnesota Rules, parts 4715.2120 and 4715.2280, requiring that back-flow preventing devices and water meters be installed at least 12 inches above the floor; and

(5) Minnesota Rules, parts 4715.2800 to 4715.2830, requiring that plumbing systems be inspected, tested, and approved before being covered.

(b) If the use of the Wabasha county fairgrounds exceeds 20 days per year, the entire water supply system must be brought into compliance with all applicable requirements of law.

### **Sec. 4. EFFECTIVE DATE.**

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

This act is effective the day following final enactment.

Presented to the governor April 28, 1994

Signed by the governor April 29, 1994, 2:40 p.m.

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#### CHAPTER 538—S.F.No. 1898

*An act relating to insurance; health; requiring coverage for equipment and supplies for the management and treatment of diabetes; proposing coding for new law in Minnesota Statutes, chapter 62A.*

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

##### Section 1. **[62A.45] COVERAGE FOR EQUIPMENT AND SUPPLIES FOR DIABETES.**

A health plan must provide coverage for all physician prescribed medically appropriate and necessary equipment and supplies used in the management and treatment of diabetes. Coverage must include persons with gestational, type I or type II diabetes. Coverage required under this section is subject to the same deductible or coinsurance provisions applicable to the plan's hospital, medical expense, medical equipment, or prescription drug benefits. A health carrier may not reduce or eliminate coverage due to this requirement.

##### Sec. 2. **EFFECTIVE DATE; APPLICABILITY.**

Section 1 is effective August 1, 1994, and applies to health plans issued or renewed on or after that date to provide coverage to Minnesota residents.

Presented to the governor April 28, 1994

Signed by the governor April 29, 1994, 2:42 p.m.

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#### CHAPTER 539—H.F.No. 1985

*An act relating to partnerships; providing for the registration and operation of limited liability partnerships; appropriating money; amending Minnesota Statutes 1992, sections 319A.02, subdivision 5; 319A.05; 319A.06, subdivision 2; 319A.07; 319A.12, subdivisions 1, 1a, and 2; 323.02, subdivision 8, and by adding a subdivision; 323.06; 323.14; 323.17; 323.35; and 323.39; Minnesota Statutes 1993 Supplement, section 319A.02, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 323.*

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

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