

(2) if requested by the consumer, indicate in each consumer report that includes negative credit information a notation that the consumer reported that the item of information resulted from a Year 2000 problem.

Sec. 3. [604B.03] TITLE; EXPIRATION.

This chapter shall be known as the Year 2000 Consumer Protection Act. This chapter expires July 1, 2000.

Sec. 4. EFFECTIVE DATE.

This act is effective the day following final enactment and applies to actions accruing on or after that date.

Presented to the governor May 24, 1999

Signed by the governor May 25, 1999, 11:43 a.m.

CHAPTER 235—H.F.No. 1621

An act relating to the environment; modifying provisions relating to judicial review of agency decisions; modifying requirements for incinerator monitors; amending Minnesota Statutes 1998, sections 115.05, subdivision 11; and 116.85, subdivision 3.

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

Section 1. Minnesota Statutes 1998, section 115.05, subdivision 11, is amended to read:

Subd. 11. **JUDICIAL REVIEW.** Any person aggrieved by any final decision ~~for which judicial review is not provided in chapter 14 of the agency or of the commissioner may obtain judicial review thereof pursuant to sections 14.63 to 14.69 if the final decision is made pursuant to the agency's or the commissioner's authority under section 115A.914, this chapter, chapter 116, or the rules adopted thereunder, and if the decision is a final decision pertaining to:~~

- (1) issuance, amendment, or denial of a permit, license, or certification;
- (2) granting or denial of a variance;
- (3) issuance of an administrative order, except for an administrative penalty order issued pursuant to section 116.072; or
- (4) denial of a contested case hearing on any of the matters listed in clauses (1) to (3).

Sec. 2. Minnesota Statutes 1998, section 116.85, subdivision 3, is amended to read:

Subd. 3. **PERIODICALLY TESTED EMISSIONS.** Should, at any time after normal startup, the permitted facility's periodically tested emissions exceed permit requirements based on accurate and valid emissions data, the facility shall immediately report the exceedance to the commissioner, and the commissioner shall direct the facility to commence appropriate modifications to the facility to ensure its ability to meet permitted

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

~~requirements within 30 days, or to commence appropriate testing for a maximum of 30 days to ensure compliance with applicable permit limits shall undertake appropriate steps to ensure the facility's compliance with permitted requirements, and shall demonstrate compliance within 60 days of the initial report of the exceedance. If the commissioner determines that compliance has not been achieved after 30 within 60 days, then the facility shall shut down until compliance with permit requirements is demonstrated based on additional testing.~~

Presented to the governor May 24, 1999

Signed by the governor May 25, 1999, 11:44 a.m.

CHAPTER 236—H.F.No. 1932

An act relating to insurance; regulating rental vehicle coverages; amending Minnesota Statutes 1998, sections 60K.03, subdivision 7; and 72A.125, subdivisions 1 and 2.

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

Section 1. Minnesota Statutes 1998, section 60K.03, subdivision 7, is amended to read:

Subd. 7. **EXCEPTIONS.** The following are exempt from the general licensing requirements prescribed by this section:

- (1) agents of township mutuals who are exempted pursuant to section 60K.04;
- (2) fraternal benefit society representatives exempted pursuant to section 60K.05;
- (3) any regular salaried officer or employee of a licensed insurer, without license or other qualification, may act on behalf of that licensed insurer in the negotiation of insurance for that insurer, provided that a licensed agent must participate in the sale of the insurance;
- (4) employers and their officers or employees, and the trustees or employees of any trust plan, to the extent that the employers, officers, employees, or trustees are engaged in the administration or operation of any program of employee benefits for the employees of the employers or employees of their subsidiaries or affiliates involving the use of insurance issued by a licensed insurance company; provided that the activities of the officers, employees and trustees are incidental to clerical or administrative duties and their compensation does not vary with the volume of insurance or applications for insurance;
- (5) employees of a creditor who enroll debtors for credit life, credit accident and health, or credit involuntary unemployment insurance; provided the employees receive no commission or fee for it;
- (6) clerical or administrative employees of an insurance agent who take insurance applications or receive premiums in the office of their employer, if the activities are incidental to clerical or administrative duties and the employee's compensation does not vary with the volume of the applications or premiums;

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