

agent of the owner of land who conveys a lot or parcel in violation of the provisions of this subdivision shall forfeit and pay to the municipality a penalty of not less than \$100 for each lot or parcel so conveyed. A municipality may enjoin such conveyance or may recover such penalty by a civil action in any court of competent jurisdiction.

Approved May 7, 1975.

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**CHAPTER 99—H.F.No.110**

[Not Coded]

*An act relating to retirement; authorizing purchase of service credit by certain members of the Minnesota state retirement system.*

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

**Section 1. MINNESOTA STATE RETIREMENT SYSTEM; CERTAIN SERVICE CREDIT.** An employee covered by the Minnesota state retirement system who was employed in the maintenance and improvement of Camp Ripley during the period from 1936 to 1940 may obtain allowable service credit for not more than 13 months of such service by paying to the Minnesota state retirement system an amount equal to four percent of the member's current annual salary rate. Such payment shall be made either in a lump sum or by payroll deductions prior to the termination of state service.

Sec. 2. Section 1 is effective the day following final enactment.

Approved May 9, 1975.

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**CHAPTER 100—H.F.No.11**

*An act relating to insurance; group insurance; group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4, and 5.*

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

**Section 1. Minnesota Statutes 1974, Section 62A.17, Subdivision 2, is amended to read:**

**Subd. 2. INSURANCE, GROUP ACCIDENT AND HEALTH; TERMINATION OF EMPLOYMENT; RESPONSIBILITY OF EMPLOYEE.** Every eligible employee electing to continue coverage shall pay his former employer, on a monthly basis, the cost of the continued coverage.

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If the policy, contract or health care plan is administered by a trust every eligible employee electing to continue coverage shall pay the trust the cost of continued coverage according to the eligibility rules established by the trust. The employee shall be eligible to continue the coverage until he becomes re-employed and eligible for health care coverage under a group policy, contract or plan sponsored by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.

Sec. 2. Minnesota Statutes 1974, Section 62A.17, Subdivision 4, is amended to read:

Subd. 4. **RESPONSIBILITY OF EMPLOYER.** After timely receipt of the monthly payment from an eligible employee, if the employer, or the trustee if the policy, contract or health care plan is administered by a trust, fails to make the payment to the insurer, the nonprofit health service plan corporation or the health maintenance organization, with the result that the employee's coverage is terminated, the employer or the trust shall become liable for the employee's coverage to the same extent as the insurer, the nonprofit health service plan corporation or the health maintenance organization, would be if the coverage were still in effect.

Sec. 3. Minnesota Statutes 1974, Section 62A.17, Subdivision 5, is amended to read:

Subd. 5. **NOTICE OF OPTIONS.** Upon the termination of employment of an eligible employee, the employer shall inform the employee within five days of such termination of:

(a) his right to elect to continue the coverage;

(b) the amount he must pay monthly to the employer to retain the coverage;

(c) the manner in which and the office of the employer to which the payment to the employer must be made; and

(d) the time by which the payments to the employer must be made to retain coverage.

If the policy, contract or health care plan is administered by a trust, the terminating employer is relieved of the obligation imposed by clauses (a) to (d). The trust shall inform the employee of the information required by clauses (a) to (d).

Such Notice may be in writing and sent by first class mail to the employee's home-last known address as shown on the records of which the employee has provided the employer or trust. If the employer or trust fails to so notify the employee who is properly enrolled in the program, the employee is conclusively presumed to elect shall

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have the option to retain coverage and is relieved of his obligation to make monthly payments to the employer—provided he makes this election within 60 days of the date his employment is terminated by making the proper payment to the employer or trust to provide continuous coverage .

Sec. 4. This act is effective the day following final enactment.

Approved May 14, 1975.

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CHAPTER 101—H.F.No.278

[Coded in Part]

*An act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing for manufacturer disclosure; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.212; 151.38; and Chapter 151, by adding a section.*

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

Section 1. Minnesota Statutes 1974, Section 151.01, is amended by adding subdivisions to read:

Subd. 24. PHARMACY; GENERICALLY EQUIVALENT DRUGS; BRAND NAME. "Brand name" means the registered trademark name given to a drug product by its manufacturer, labeler or distributor.

Subd. 25. GENERIC NAME. "Generic name" means the established name or official name of a drug or drug product.

Subd. 26. FINISHED DOSAGE FORM. "Finished dosage form" means that form of a drug which is or is intended to be dispensed or administered to the patient and requires no further manufacturing or processing other than packaging, reconstitution, or labeling.

Sec. 2. Minnesota Statutes 1974, Section 151.21, is amended to read:

151.21 SUBSTITUTION. Subdivision 1. Except as provided in subdivision 2, it shall be unlawful for any pharmacist, assistant pharmacist, or pharmacist intern who dispenses prescriptions, drugs, and medicines to substitute an article different from the one ordered, or deviate in any manner from the requirements of an order or prescription without the approval of the prescriber.

Subd. 2. A pharmacist who receives a prescription for a brand name legend drug may, with the written or verbal consent of the pur-

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