

Sec. 24. [62A.081] **PAYMENTS TO FACILITIES OPERATED BY STATE OR LOCAL GOVERNMENT.** Every group or individual policy of accident and sickness insurance issued or renewed after the effective date of this section regulated by Minnesota Statutes, Chapter 62A, and every group or individual service plan or subscriber contract issued or renewed after the effective date of this section regulated by Minnesota Statutes, Chapter 62C, providing care or payment for care in this state, shall provide payments for services rendered by a hospital or medical facility owned or operated by, or on behalf of, the state or any unit of local government, or practitioners therein, on the same basis as are made for like care in other facilities. The unit of government concerned may maintain an action for recovery of such payments.

Sec. 25. **CONSOLIDATION OF WELFARE AND CORRECTIONS INSTITUTIONS, PERSONNEL.** Notwithstanding any law to the contrary, when institutions of the department of public welfare or the department of corrections are consolidated, the director of civil service and the commissioner of administration shall direct the department incorporating the consolidation and all other departments of the state of Minnesota to employ the affected employees at no loss in salary.

The director of civil service is hereby directed to temporarily suspend any rules, regulations, or laws to accommodate these provisions. Any department which employs any of the affected employees is authorized to temporarily exceed its approved complement. The commissioner of administration shall develop procedures to insure that the moving expenses are reimbursed for those employees who relocate pursuant to the consolidation.

Approved May 24, 1973.

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#### CHAPTER 766—H.F.No.2303

*An act relating to certain industries regulated by the department of public service; fees for certain motor carriers and livestock buyers and agents; amending Minnesota Statutes 1971, Sections 221.131; 221.296, Subdivision 5; 221.64; and 239.18, Subdivision 3.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1971, Section 221.131, is amended to read:

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

**221.131 DEPARTMENT OF PUBLIC SERVICE; PERMITS; TERMS, FEES, PLATES.** Permits issued pursuant to the provisions of sections 221.011 to 221.291 shall be effective for a 12-month period, commencing on the first day of the month of their issuance and shall continue from year to year thereafter upon payment of the required registration fee and compliance otherwise with law. The permit holder shall pay into the treasury of the state of Minnesota a fee of \$25 for each kind of permit or extension of authority thereof for which a petition is filed, except on annual renewal, pursuant to section 221.121 and a registration fee of ~~\$15~~ \$20 on each vehicle, including pickup and delivery vehicles, operated by him under authority of such permit during said 12-month period or fraction thereof. Trailers used by applicant in combination with truck-tractors shall not be counted as vehicles in the computation of fees under this section, provided applicant pays the fees for such truck-tractors. The department shall furnish a distinguishing plate, card, or decal for each vehicle or truck-tractor for which a fee has been paid, which plate, card, or decal shall at all times be displayed on the vehicle or truck-tractor to which it has been assigned. Plates may be reassigned to another vehicle or truck-tractor without fee by the department upon application of the permit holder. Plates, cards, or decals issued under the provisions of this section shall be good only for the period for which the permit is effective. The name and residence of the permit holder shall be stenciled or otherwise shown in a conspicuous place on each vehicle operated under his permit. In the event a permit has been suspended or revoked, the department may consider a petition for reinstatement thereof, upon the same procedure required for an original application, and may, in its discretion, grant or deny the same. Regular route common carriers and petroleum carriers, operating under sections 221.011 to 221.291, shall annually on or before January 1 of each calendar year, pay into the treasury of the state of Minnesota an annual registration fee of ~~\$15~~ \$20 for each vehicle, including pickup and delivery vehicles, operated during any calendar year. On vehicles registered under this section after March 31 of any calendar year, the registration fee shall be prorated on a quarterly basis as follows:

Vehicles registered after March 31	<del>\$11.25</del>	<u>\$15.00</u>
Vehicles registered after June 30	<del>\$7.50</del>	<u>\$10.00</u>
Vehicles registered after September 30	<del>\$3.75</del>	<u>\$5.00</u>

A fee of \$3 shall be charged for the replacement of an unexpired plate, card, or decal which has been lost or damaged by the owner.

The provisions of this section are limited by the provisions of any applicable federal law.

Sec. 2. Minnesota Statutes 1971, Section 221.296, Subdivision 5, is amended to read:

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

Subd. 5. **PERMIT FEES.** Upon filing of a petition for a permit the applicant shall pay to the state treasury as a fee for the issuance thereof the sum of \$50, and shall thereafter pay an annual renewal fee of \$75 plus \$5 per motor vehicle if the local cartage carrier operates less than five motor vehicles, or \$100 plus \$5 per motor vehicle if the local cartage carrier operates at least five but less than 15 motor vehicles, or \$150 plus \$5 per motor vehicle if the local cartage carrier operates 15 or more vehicles: provided that said \$5 per motor vehicle charge shall not apply to taxicabs operated pursuant to a local cartage permit. Upon issuance of the permit the department shall assign the carrier a permit number, which shall be painted or prominently displayed on both sides of all vehicles used by the local cartage carrier under authority of said permit.

Sec. 3. Minnesota Statutes 1971, Section 221.64, is amended to read:

**221.64 REGISTRATION FEE; EXEMPTIONS.** Such registration as herein provided shall be granted upon application, without hearing, upon payment of an annual filing fee in the amount of \$25; provided, however, that any permit holder who pays the registration fee provided in section 221.131, shall be exempt from the payment of any fees provided in this section. Nothing in sections 221.61 to 221.68 shall be construed to require the payment of such registration fee by any person who is exempt from obtaining a permit as provided in section 221.011, subdivisions 14 and 22. Upon application, and payment of said fee if applicable, the department of public service shall furnish to the registration holder a distinguishing identification stamp for each ~~such registration which identification~~ motor vehicle included in said registration which stamp shall at all times be displayed on or carried in the truck tractor at the registration holder. ~~Additional identification units may be issued by the department to each registration holder for the fee it prescribes.~~ For each identification stamp issued, the department shall collect a fee of \$5 to be deposited in the state treasury, provided that a lesser fee may be collected pursuant to the terms of reciprocal agreements between the department and the regulatory bodies of other states or provinces of the dominion of Canada. Nothing in sections 221.61 to 221.68 shall be construed to require any registration pursuant to sections 221.61 to 221.68 by any motor vehicle carrier engaged exclusively in intrastate commerce. Motor vehicle carriers subject to chapter 221, shall register their operations in interstate commerce pursuant to sections 221.61 to 221.68 only at the time of and as part of their application for renewal or granting of a permit or certificate by the department of public service.

Sec. 4. Minnesota Statutes 1971, Section 239.18, Subdivision 3, is amended to read:

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Subd. 3. **SURETY BONDS; TERMINATION AND CANCELLATION OF LICENSES.** Each applicant shall file with his application a surety bond naming him as principal, issued by a responsible surety company in a principal sum which shall be fixed by the department on a graduated scale based on the amount of business the applicant has done during the preceding twelve month period, but which shall be not less than the sum of \$5,000. The department shall by rule after public hearing fix a formula for determining the graduated amount of all bonds in excess of \$5,000, which formula shall be based on a percentage of the gross business of the licensee in a preceding twelve month period. If the licensee has not previously engaged in business as a livestock buyer or dealer, the department shall require a financial statement from the applicant and on the basis of the financial statement, and on any other factor it may deem pertinent, shall fix the bond at a sum which in its judgment will protect the public. The department may at any time raise or lower such bond requirements if it appears from an audit of the licensee's books and his financial statement that a modification of such bond requirements is justified. The public service commission shall be named as trustee in the bond which bond shall be for the purpose of protecting any person dealing with the licensee, or his or their agent or agents, within the state of Minnesota, from loss by reason of the failure to pay when due to the person or persons entitled thereto the purchase price of all livestock purchased from such persons by said principal or his or their agents and representatives. Such bond shall run continuously during the period such license shall be in force and effect. Failure to maintain a bond as required shall void the license. In case of default by the licensee the department shall have the power to require the licensee and the surety company to appear before it at a hearing held for the purpose of determining all liability of the licensee under the terms of his bond, and after said hearing, based on the evidence adduced thereat, the department shall make its order fixing and determining the liability of the licensee and of the surety company because of the licensee's default and if the bond is insufficient to cover the liability of all claimants, the department shall prorate the proceeds of the bond among the claimants on a percentage basis. Before such hearing the department shall publish a notice setting forth the licensee's default and requiring all claimants to file proof of claim with the department within three months of the date such notice is published or be barred from participating in the proceeds of such bond. Such publication shall be made in a newspaper published at the county seat of the county in which the licensee has his principal place of business and if the licensee maintains an auction pavilion which is not located at his principal place of business, publication shall also be made in a newspaper at or near the location of such livestock pavilion. The order of the department may be enforced by appropriate proceedings in the district court of Ramsey county and any party aggrieved.

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ed by the order of the department may appeal to said district court in the manner provided for appeal from other proceedings before the department. Upon the filing of the bond as required by the department and the payment of the sum of ~~\$25~~ \$35, a license entitling the applicant to conduct the business of buying livestock at the places named in the application shall be issued. Such licenses shall run until the succeeding July 1, at which time they may be renewed by the payment of the aforesaid fee. In lieu of the bond required under the provisions of this subdivision, the applicant may file with the department the dealer's bond filed by him with the United States department of agriculture and in effect pursuant to the provisions of the Packers and Stockyards Act, as amended, (7 U.S.C. 181 et seq.) the minimum amount of which is \$5,000, unless the department shall determine that the amount of the federal bond is insufficient in any instance, in which event the department shall by order fix the reasonable amount of the bond required to protect the public interest. A similar license shall be required of and shall be issued to each agent of the licensee upon the payment of ~~\$15~~ \$20, and no agent shall engage in the buying or dealing in livestock without first securing such license.

No surety bond shall be required of any agent or employee of a livestock commission merchant, person, firm, or corporation, licensed under this section. Unless otherwise canceled by the department or the licensee, the license of all agents or employees shall terminate with the expiration of the principal's license. An agent's or employee's license may be canceled by the principal when such cancellation has been approved by the department.

Approved May 24, 1973.

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## CHAPTER 767—H.F.No.2381

[Not Coded]

*An act relating to retirement; bureau of health personnel in cities of the first class; repealing Laws 1971, Chapter 578, Section 2.*

Be it enacted by the Legislature of the State of Minnesota:

**Section 1. ST. PAUL, CITY OF; BUREAU OF HEALTH; PERSONNEL.** Subdivision 1. Notwithstanding any provision to the contrary in Minnesota Statutes 1971, Chapter 425, as of July 1, 1973, each employee of the bureau of health in the city of St. Paul

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