

meeting shall fail to direct the manner of giving such notice, the town board shall direct the manner of giving notice otherwise. All town officers required by law to be elected shall be chosen thereat, and ~~such~~ other business done as is by law required or permitted. The town board may, with respect to an election by ballot at the annual town meeting for the purpose of selecting town officers or of determining any matter of town business, provide for the casting of ballots in precincts and at polling places. ~~Such~~ Precincts and polling places shall be designated by the board in the manner prescribed by sections 204A.06 and 204A.09.

Sec. 2. This act is effective the day following final enactment.

Approved March 18, 1980

CHAPTER 360—S.F.No. 1625

An act relating to the town of Greenwood; granting the town the power to specially assess for a bridge improvement.

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

Section 1. The town of Greenwood in St. Louis County may exercise the powers of a statutory city under Minnesota Statutes, Chapter 429, to specially assess to the Isle of Pines property owners for a portion of the cost of constructing a replacement bridge from the mainland to Isle of Pines, Lake Vermillion.

Sec. 2. This act is effective upon approval by the Greenwood town board of supervisors and compliance with Minnesota Statutes, Section 645.021.

Approved March 18, 1980

CHAPTER 361—S.F.No. 951

An act relating to small businesses; establishing a uniform definition of small business; amending Minnesota Statutes 1978, Sections 16.085; 161.321, Subdivision 3; and Chapter 645, by adding a section; Minnesota Statutes, 1979 Supplement, Section 161.321, Subdivision 1; repealing Minnesota Statutes 1978, Section 16.082, Subdivisions 2, 3, 4 and 5.

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

Section 1. Minnesota Statutes, 1979 Supplement, Section 161.321, Subdivision 1, is amended to read:

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

161.321 SMALL BUSINESS CONTRACTS. Subdivision 1. **DEFINITIONS.** For purposes of this section the following terms have the meanings given them, except where the context clearly indicates a different meaning is intended.

(a) "Award" means the granting of a contract in accordance with all applicable laws ~~and regulations~~ and rules governing competitive bidding except as ~~herein~~ after specifically modified otherwise provided in section 161.321 .

(b) "Contract" means an agreement entered into between a business entity and the state of Minnesota for the construction of transportation improvements.

(c) "Subcontractor" means a business entity which enters into a legally binding agreement with another business entity which is a party to a contract as defined in clause (b).

Sec. 2. Minnesota Statutes 1978, Section 161.321, Subdivision 3, is amended to read:

Subd. 3. **AWARDS TO MINORITY SMALL BUSINESSES.** At least 50 percent of the amount so set aside shall be awarded, if possible, either to small businesses owned and operated by socially and economically disadvantaged persons as direct contracts or as part of contracts awarded to businesses which guarantee the use, as subcontractors, of small businesses owned and operated by socially and economically disadvantaged persons. Any funds subject to this subdivision which are not awarded according to this subdivision shall be awarded to other small businesses as ~~defined in subdivision 1, clause (a)~~ and small businesses owned and operated by physically handicapped persons.

Sec. 3. Minnesota Statutes 1978, Chapter 645, is amended by adding a section to read:

[645.445] SMALL BUSINESS; DEFINITIONS. Subdivision 1. Wherever the term "small business" is used in Minnesota Statutes or in any rule or program established thereunder, the definitions contained in this section shall apply unless the context clearly indicates that a different meaning is intended or required.

Subd. 2. "Small business" means a business entity organized for profit, including but not limited to any individual, partnership, corporation, joint venture, association or cooperative, which entity:

(a) Is not an affiliate or subsidiary of a business dominant in its field of operation; and

(b) Has 20 or fewer full time employees or not more than the equivalent of \$1,000,000 in annual gross revenues in the preceding fiscal year.

Subd. 3. "Dominant in its field of operation" means having more than 20 full time employees and more than \$1,000,000 in annual gross revenues.

Subd. 4. "Affiliate or subsidiary of a business dominant in its field of operation" means a business which is at least 20 percent owned by a business dominant in its field of operation, or by partners, officers, directors, majority stockholders, or their equivalent, of a business dominant in that field of operation.

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Subd. 5. "Socially or economically disadvantaged person" means a person who has been deprived of the opportunity to develop and maintain a competitive position in the economy because of social or economic conditions. This disadvantage may arise from cultural, social or economic circumstances, or background, physical location if the person resides or is employed in an area designated a labor surplus area by the United States department of commerce, or other similar cause. It includes racial minorities, women, or persons who have suffered a substantial physical disability.

Sec. 4. Minnesota Statutes 1978, Section 16.085, is amended to read:

16.085 **RULES.** The commissioner of administration shall promulgate by rule standards and procedures for certifying that small businesses and small businesses owned and operated by socially or economically disadvantaged persons are eligible to participate under the requirements of sections 16.081 to 16.086. The procedure for determination of eligibility may include self-certification by a business, provided that the commissioner retains the ability to verify a self-certification. The commissioner shall promulgate other rules as may be necessary to carry out the duties set forth in sections 16.081 to 16.086. The commissioner may make rules which exclude or limit the participation of non-manufacturing business, including third-party lessors, jobbers, manufacturers, representatives and others from eligibility under this act.

Sec. 5. Minnesota Statutes 1978, Section 16.082, Subdivisions 2, 3, 4 and 5 are repealed.

Sec. 6. **EFFECTIVE DATE.** Sections 1 to 4 are effective on October 1, 1980. *

Approved March 18, 1980

* See the amendment to section 6 in Laws 1980, Chapter 618, Section 9.

CHAPTER 362—S.F.No. 1010

An act relating to elections; regulating the financing of political campaigns and disclosure of economic interests by certain candidates and elected officials in Hennepin County; imposing duties on the ethical practices board, county election officials and city clerks; superseding other special laws, home rule charters and local ordinances; imposing late filing fees and criminal penalties; repealing Laws 1977, Chapter 131.

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

Section 1. **CAMPAIGN FINANCING, DISCLOSURE OF ECONOMIC INTERESTS; HENNEPIN COUNTY AND CERTAIN OTHER ELECTIONS.** Sections 1 to 18 apply to the financing of campaigns for county elections in Hennepin County and for city elections in home rule charter cities and statutory cities located wholly within Hennepin County and having a population of 75,000

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