

~~(1) there is a criminal action pending in such the court, or that a grand jury investigation has commenced or is about to be commenced, that; (2) a person being within this state is a material witness in such the action, or grand jury investigation; and that his (3) the person's presence will be required for a specified number of days at the trial of such action, or at such grand jury investigation, upon presentation of such certificate to any; a judge of the district court of the county in which such where the person resides, or the county in which such where the person is found if not a resident of this state, such judge shall fix set a time and place for a hearing and shall notify the witness person of such the time and place.~~

~~(b) If at the hearing the judge determines that (1) the person is a material and necessary witness is material and necessary, either for the prosecution or the defense in such criminal action, or for the purpose of the grand jury investigation, that; (2) it will not cause undue hardship to the witness person to be compelled to attend and testify in the action, or grand jury investigation, in the other state; and that (3) the laws of the state in which where the action is pending, or the grand jury investigation has commenced or is about to be commenced, person will testify and of any other state through which that the witness person may be required to pass through by ordinary course of travel will give to him provide protection from arrest and the service of civil and criminal process, he; the judge shall make an order, with a copy of the certificate attached, directing the witness person to attend and testify in the court where the action is pending, or the place where such grand jury has commenced or is about to be commenced, at a the time and place specified in the certificate.~~

~~(c) If the witness person, who is named in such order as above provided after being paid or tendered by some properly an authorized person the sum of ten cents a mile for each mile by the ordinary traveled route to and from the court where the action is pending, or the place where such grand jury investigation has commenced or is about to be commenced, reasonable travel and lodging expenses and \$5 \$25 for each day that he the person is required to travel and attend as a witness, fails without good cause to attend and testify as directed by such the order, he shall be the person is guilty of constructive contempt of court, and shall be punished according to law.~~

Approved May 20, 1985

CHAPTER 152 — S.F.No. 954

An act relating to veterans; reestablishing the board of governors of the Big Island Veterans Camp; providing for its appointment and duties; transferring certain state land to the board; providing for the possible disposition of the land by the board; proposing coding for new law in Minnesota Statutes, chapter 197; repealing Minnesota Statutes 1984, sections 197.13; 197.15; 197.16; 197.17; 197.18; and 197.19.

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

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

Section 1. **[197.131] BOARD OF GOVERNORS - BIG ISLAND VETERANS CAMP.**

Subdivision 1. CREATION AND MEMBERSHIP. The board of governors of the Big Island Veterans Camp - Lake Minnetonka supervises and manages the camp. The board consists of nine members. Two members each are appointed by the state level organization of the American Legion, the Disabled American Veterans, the Military Order of the Purple Heart, and the Veterans of Foreign Wars provided that at least two appointees are Vietnam veterans. The commissioner of veterans affairs or the commissioner's designee may attend and participate in an advisory capacity at any of the board meetings. The term of each member of the board is two years or until the appointment and qualification of a successor. The board selects a chairperson and secretary from its membership who serve terms of one year.

Subd. 2. VACANCIES AND REMOVAL. A member of the board may be removed at any time by the organization appointing that member. Also, by written notice to the appointing organization, the board may remove the member if the member has been absent for three consecutive meetings of the board. To remove a member, the board must notify in writing the appointing organization and the member after the second consecutive missed meeting that the member may be removed if the next meeting is missed. Any vacancy on the board is filled for the remainder of the unexpired term in the same manner as the original appointment.

Sec. 2. **[197.132] POWERS AND DUTIES.**

The board of governors of the Big Island Veterans Camp - Lake Minnetonka establishes policies for the proper management of the camp. The board may contract for services needed to operate the camp including the services of a manager, may hire employees, and may make other expenditures for the procurement of materials, services, or equipment necessary for the operation of the camp. Expenditures are made upon the approval of the chairperson. The board must prepare an annual report detailing a complete report of financial transactions, usage levels, and other activities regarding the management and operation of the camp. Copies of the annual reports must be submitted to each appointing organization and to the commissioner of veterans affairs. The board may accept donations, contributions, gifts, and bequests of real or personal property that may be made for the maintenance or operation of the camp.

The board shall make the camp available to veterans using the following priorities:

- (1) qualified disabled veterans and their dependents;

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

(2) qualified veterans, their dependents, and widows of qualified veterans who were campers prior to the deed transfer; and

(3) qualified veterans, their dependents, and widows of qualified veterans.

The camp must be operated as a family camp for the rest and relaxation of veterans and their dependents rather than as a program-oriented camp.

The board must publicize the camp to the greatest extent possible to make the camp's facilities known to Minnesota veterans.

The board is not a state agency. The board shall purchase liability and related insurance sufficient to indemnify the state against all claims arising from the conduct or management of the activities conducted by the board, its agents, or contractors.

Sec. 3. [197.133] DISPOSAL OF PROPERTY AND EXPIRATION OF THE BOARD OF GOVERNORS.

If a majority of the board determines that the disposal of the camp or a portion of the camp is in the best interests of Minnesota veterans, or if the camp is not used solely as a camp for and by disabled and other veterans and their families and operated and maintained in compliance with all state, federal, and local laws, the board may dispose of the property at market value as provided in this section. Before disposing of the property, the board shall give notice by certified mail to the commissioner of veterans affairs of its decision to dispose of the property. The commissioner shall publish the notice in the State Register. Interested governmental agencies have until the end of the next legislative session after the notice to appropriate money to purchase the property.

Proceeds realized from the disposal of the property and any assets on hand at the time of the disposal of the property, must be placed in an irrevocable trust to be used for the initiation or maintenance of veterans programs in the state of Minnesota. Trustees must be appointed in the same manner as provided for under section 1. The trustees shall consult with the commissioner of veterans affairs to determine the needs of Minnesota veterans and provide the commissioner and the committee on general legislation and veterans affairs of the house of representatives and the committee on veterans and general legislation in the senate with an annual written report on the trust. The commissioner must approve all expenditures from the trust. A certified audit of all assets, expenditures, and property must be conducted prior to any disposition of any assets under the control of the board. Any board member who would benefit directly or indirectly financially from the sale of this property must be removed by the board and a successor appointed as provided by section 1. Upon final disposition of all assets to the trust, the board must disband. Should the assets of the trust be exhausted, the trust must be terminated.

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Sec. 4. TRANSFER OF TITLE TO BIG ISLAND VETERANS CAMP - LAKE MINNETONKA.

The department of administration must transfer the title to land, structures, and other appurtenances of Big Island Veterans Camp, as described in Minnesota Statutes 1984, section 197.13, to the board of governors of the Big Island Veterans Camp - Lake Minnetonka by quitclaim deed in a form approved by the attorney general. Prior to the transfer, the legislative auditor shall audit all funds of the camp and provide a report of the audit to the committee on general legislation and veterans affairs of the house of representatives and the committee on veterans and general legislation in the senate. In conducting the audit, the legislative auditor shall review, to the extent possible, all records of prior donations or appropriations to the camp or camp-related groups. The property is exempt from all taxes so long as it is used as a veterans camp. The transfer must include all equipment and nonstate funds currently under control of the commissioner of veterans affairs and for use in connection with the camp. All direct costs incurred as a result of the transfer must be paid from funds under the control of the board of governors of the camp.

Sec. 5. REPEALER.

Minnesota Statutes 1984, sections 197.13; 197.15; 197.16; 197.17; 197.18; and 197.19, are repealed.

Sec. 6. EFFECTIVE DATE.

Sections 1 to 5 are effective the day following final enactment.

Approved May 20, 1985

CHAPTER 153 — H.F.No. 449

An act relating to attachments; providing procedures for the prejudgment seizure of property; amending Minnesota Statutes 1984, sections 570.01; 570.02; 570.08; 570.11; 570.12; and 570.14; repealing Minnesota Statutes 1984, sections 570.013; 570.03; 570.04; 570.05; 570.06; 570.07; 570.09; 570.093; 570.10; and 570.13; proposing coding for new law in Minnesota Statutes, chapter 570.

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

Section 1. Minnesota Statutes 1984, section 570.01, is amended to read:

570.01 ALLOWANCE OF WRIT ATTACHMENT.

In an As a proceeding ancillary to a civil action for the recovery of money, other than for libel, slander, seduction, breach of promise of marriage, false

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