

For restaurants, places of refreshment, and boarding houses the license fee may be based on the average number of employees. If the license fee is so computed, the commissioner shall consider each full time employee as one employee and each part time employee as that fraction of one employee as the number of months in which he is employed is to the 12 months of the year. Employees shall include all persons, except children of the licensee under the age of 18, at work in any capacity, either voluntary or paid, and whether or not reported under the labor laws of this state.

If the license fee is based upon the average number of employees, every licensee shall, at the time of application, certify as to the number of his employees on forms provided by the state commissioner of health and the state commissioner of health shall have access, on demand, to any and all employment records for purposes of substantiating or correcting numbers of declared employees.

License fees for restaurants, places of refreshment, and boarding houses shall be in an amount prescribed by the state commissioner of health pursuant to section 144.122.

No school, as defined in sections 120.05 and 120.10, subdivision 2, may be required to pay a license fee.

Approved February 24, 1986

CHAPTER 312—S.F.No. 1574

An act relating to counties; making optional a county building commission law; amending Minnesota Statutes 1984, section 394.01.

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

Section 1. Minnesota Statutes 1984, section 394.01, is amended to read:

394.01 HOW CONSTITUTED; OFFICERS.

In all counties in this state now having or which may hereafter have a population of over 100,000 and in which the building used for courthouse purposes is not owned jointly or in common with any city for city hall purposes, ~~there shall be and hereby is created a commission to be known and designated as the county board may create a~~ county building commission, which shall be constituted as follows: The chairman of the board of county commissioners, the auditor of the county, and the treasurer of the county. The chairman of the board of county commissioners shall be president of the commission, the county auditor shall be secretary of the commission, and the county treasurer shall be the treasurer of the commission. The secretary shall keep all of the records and

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accounts of the commission, and the treasurer shall keep a correct account of its receipts and expenditures.

Approved March 3, 1986

CHAPTER 313—S.F.No. 1612

An act relating to insurance; changing certain incorporation requirements for domestic insurance corporations; redefining cost for purpose of insurance company bidding for government contracts; classifying certain data collected by the commissioner of commerce as non-public data; changing certain investment requirements for life insurance companies; authorizing joint underwriting association issuance of insurance to hospitals and nursing homes; providing liability insurance for foster parents; regulating fraternal benefit societies; allowing the Minnesota automobile insurance plan to write liability insurance on school buses up to \$1,000,000; redefining cost for purpose of insurance company bidding for government contracts; amending Minnesota Statutes 1984, sections 60A.07, subdivision 1; 61A.282, subdivision 1; 65B.06, subdivision 3; 62F.06, subdivision 1; 62F.09; 245.814; and 471.616, subdivision 1; Minnesota Statutes 1985 Supplement, sections 13.71, by adding a subdivision; 64B.01; and 64B.03; proposing coding for new law in Minnesota Statutes, chapter 62F.

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

Section 1. Minnesota Statutes 1985 Supplement, section 13.71, is amended by adding a subdivision to read:

Subd. 5. DATA ON INSURANCE COMPANIES AND TOWNSHIP MUTUAL COMPANIES. The following data collected and maintained by the department of commerce are classified as nonpublic data:

(a) that portion of any of the following data which would identify the affected insurance company or township mutual company: (1) any order issued pursuant to section 60A.031, subdivision 5, or section 67A.241, subdivision 4, and based in whole or in part upon a determination or allegation by the commerce department or commissioner that an insurance company or township mutual company is in an unsound, impaired, or potentially unsound or impaired condition; or (2) any stipulation, consent agreement, letter agreement, or similar document evidencing the settlement of any proceeding commenced pursuant to an order of a type described in clause (1), or an agreement between the department and an insurance company or township mutual company entered in lieu of the issuance of an order of the type described in clause (1);

(b) any correspondence or attachments relating to the data listed in this subdivision.

Sec. 2. Minnesota Statutes 1984, section 60A.07, subdivision 1, is amended to read:

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