

which no fee for a certified copy of a birth certificate is permitted under subdivision 1, paragraph (a). Upon certification by the commissioner of finance that the assets in that fund exceed \$20,000,000, this surcharge shall be discontinued.

Sec. 9. [299A.27] ANNUAL APPROPRIATION.

All earnings from trust fund assets, all sums received under section 7, and 60 percent of the amount collected under section 8 are appropriated annually from the children's trust fund for the prevention of child abuse to the commissioner of public safety to carry out sections 1 to 7. In fiscal year 1987 only, the first \$75,000 collected under section 8 is appropriated from the children's trust fund for the prevention of child abuse to the commissioner of public safety to carry out sections 1 to 7.

Sec. 10. EFFECTIVE DATE.

Sections 1 to 9 are effective July 1, 1986.

Approved March 24, 1986

CHAPTER 424—H.F.No. 1793

An act relating to natural resources; authorizing stocking of fish in certain streams where public access is granted; regulating certain repairs to drainage systems in Anoka county; amending Minnesota Statutes 1984, section 97.485; and S.F. No. 1526, if enacted.

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

Section 1. Minnesota Statutes 1984, section 97.485, is amended to read:

97.485 FISH STOCKING PROHIBITED WHERE PUBLIC DOES NOT HAVE ACCESS.

The department of natural resources or any other state agency shall not stock, restock or plant fish in any waters to which the public is denied free access and use. The commissioner may stock fish in any stream within privately owned lands where the public is granted free access to and use of the stream for fishing purposes.

Sec. 2. **PASSAGE OF S.F. No. 1526.**

If S.F. No. 1526 is enacted in the 1986 legislative session, Minnesota Statutes 1984, section 97.485, as amended by section 1, is repealed and article 3, section 18 of S.F. No. 1526 is amended to read:

Sec. 18. [97C.201] STATE FISH STOCKING PROHIBITED WITHOUT PUBLIC ACCESS.

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

The commissioner and state agencies may only stock fish in waters where there is public access. The commissioner may stock fish in any stream within privately owned lands where the public is granted free access to and use of the stream for fishing purposes.

Sec. 3. ANOKA COUNTY DRAINAGE.

Subdivision 1. REPAIRS OVER \$100,000 IN ANOKA COUNTY. A repair under this chapter or chapter 112 of a drainage system located in Anoka county that costs more than \$100,000 may not be started unless a petition is presented to the drainage authority or board of managers, signed by:

- (1) 26 percent of the property owners affected by the repair; or
- (2) owners of 26 percent of the property affected by the repair.

Subd. 2. PETITION TO PROCEED AS IMPROVEMENT. A repair under this chapter or chapter 112 of a drainage system located in Anoka county must proceed as an improvement under section 106A.215 if, before the contract for the repair is awarded, a petition requesting the repair to proceed as an improvement is presented to the drainage authority or board of managers and signed by:

- (1) 20 percent of the property owners affected by the repair; or
- (2) the owners of 20 percent of the property affected by the repair.

Subd. 3. REPAIR OF ANOKA COUNTY DITCH NO. 57. Notwithstanding any other law to the contrary, a repair proceeding on Anoka county ditch No. 57 is stayed and may not be continued until August 1, 1986. The repair proceeding must be dismissed and proceed as an improvement under section 106A.215 if a petition requesting that the repair proceed as an improvement is presented to the Coon Creek watershed district managers by August 1, 1986, signed by:

- (1) 10 percent of the property owners affected by the repair; or
- (2) the owners of 10 percent of the property affected by the repair.

Approved March 24, 1986

CHAPTER 425—H.F.No. 1968

An act relating to environment; prohibiting certain disposal of hazardous waste; providing for the selection of locations for and developers of hazardous waste stabilization and containment facilities; authorizing establishment of county solid waste management service areas; providing for financing of certain improvements; authorizing the city of Babbitt to

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