

conducted and a screening report submitted to the court in the manner prescribed in section 169.126. Except as otherwise provided in section 169.126, subdivision 4, paragraph (d), if the alcohol problem screening shows that the child has an identifiable chemical use problem, the court shall require the child to undergo a comprehensive chemical use assessment in accordance with section 169.126, subdivision 4. If the chemical use assessment recommends a level of care for the child, the court may require that level of care in its disposition order. In addition, the court may require any child ordered to undergo a chemical use assessment to pay a chemical dependency assessment charge of \$75. The court shall forward the assessment charge to the commissioner of finance to be credited to the special account created in section 10. The state shall reimburse counties for the total cost of the chemical use assessment in the manner provided in section 169.126, subdivision 4.

Sec. 14. **REPEALER.**

Minnesota Statutes 1986, section 169.126, subdivision 5, is repealed.

Approved May 28, 1987

CHAPTER 316—S.F.No. 1479

An act relating to economic development; establishing the Minnesota council on productivity and quality; assigning its powers and duties; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Section 1. **[116J.941] COUNCIL ON PRODUCTIVITY AND QUALITY.**

Subdivision 1. MEMBERSHIP. The Minnesota council on productivity and quality consists of the commissioner of energy and economic development and eight members, appointed from the general public to four-year terms, who have backgrounds in or are representatives of management, labor, small business, engineering, or business-management education. The governor shall appoint four members, the speaker of the house of representatives shall appoint two members, and the senate majority leader shall appoint two members. The council shall elect two co-chairs from its membership, except that the commissioner of energy and economic development may not serve as a co-chair. Compensation of public members for expenses is as provided for members of advisory task forces under section 15.059, subdivision 6.

Subd. 2. STAFF. The council may employ an executive director. Subject to the approval of the council, the executive director may employ employees necessary to carry out the council's policies. Council employees, including the executive director, are not state employees, but, at the option of the council, may participate in the state unclassified employees retirement plan, the state deferred compensation plan, and the insurance plans for employees covered by section 43A.18, subdivision 3.

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

Sec. 2. [116J.942] COUNCIL ACTIVITIES.

Subdivision 1. PUBLIC INFORMATION. The council shall inform the business community, organized labor, and the general public of the importance of productivity and quality in the workplace to the state and its economy. To do so, the council may use advertisements, press releases, public service announcements, seminars, workshops, or any other means the council deems practical and effective.

Subd. 2. RESEARCH. The council shall conduct research into education programs relating to productivity and quality, the effectiveness of those programs, new production technologies, methods of quality control, innovative strategies for marketing goods and services, issues relating to the quality of the workplace, and developments in labor-management relations. The council shall establish a system for receiving and responding to requests for information in those areas.

Subd. 3. MATCHING FUNDS. The council shall seek money or in-kind services from the private sector to match money appropriated by the state for its activities. The council may accept gifts, grants, or services from individuals, firms, corporations, foundations, or other organizations.

Subd 4. CONSULTANTS. The council shall compile a list of consultants experienced in productivity and quality techniques and education and shall, upon request, provide the names of appropriately qualified consultants to businesses or labor organizations. The list may include the names of individuals, businesses, or organizations willing to provide consulting services without fee to clients selected by the council as an in-kind grant to the council. The council may establish a grant program to assist businesses or labor organizations in need of consulting services, but unable to pay a consulting fee and for which no in-kind grant of services is available.

Subd. 5. CONTRACT FOR RESEARCH AND MONITORING SERVICES. The council shall contract with the commissioner of energy and economic development to investigate and monitor developments in productivity and quality in the state and the nation. The investigation may examine the effect of productivity and quality improvements on the state's economy and seek to identify kinds of businesses that could especially benefit from new productivity and quality control techniques.

Subd. 6. REPORT TO GOVERNOR AND LEGISLATURE. By January 15 of each odd-numbered year, the council shall report to the governor and the legislature on its activities in the preceding two years. The report must include:

(1) the means the council used to educate business, labor, and the public on the importance of productivity and quality;

(2) the number of businesses and labor organizations the council helped to find appropriately qualified consultants;

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(3) the amount of private funds raised to help support the council and its activities;

(4) a summary of its research and of the results of the investigating and monitoring services provided for it under contract by the commissioner of energy and economic development;

(5) recommendations for changes in state policies that could improve productivity and quality in the state; and

(6) a recommendation as to whether the state should continue to appropriate money for the council's activities.

Sec. 3. INITIAL APPOINTMENTS.

Notwithstanding section 1, the governor shall make initial appointments to the council as follows: two members to four-year terms and two members to two-year terms. If the position of one of the initial appointees becomes vacant, the governor shall appoint a replacement to serve the remainder of the term for that position.

Sec. 4. REPEALER.

Sections 1 to 3 are repealed June 30, 1989.

Approved May 28, 1987

CHAPTER 317—S.F.No. 830

An act relating to commerce; regulating terminations, cancellations, failures to renew, and transfers of franchises; amending Minnesota Statutes 1986, section 80C.14.

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

Section 1. Minnesota Statutes 1986, section 80C.14, is amended to read:

80C.14 UNFAIR PRACTICES.

Subdivision 1. **PROHIBITION.** No person, whether by means of a term or condition of a franchise or otherwise, shall engage in any unfair or inequitable practice in contravention of such rules as the commissioner may adopt defining as to franchises the words "unfair and inequitable." For the purpose of rules defining the words "unfair and inequitable", the commissioner may specifically recognize classifications of franchises including but not limited to the classifications of motor vehicle fuel franchises, motor vehicle franchises, hardware franchises, and franchises which require that the franchisee make an initial, unfinanced investment in excess of \$200,000. ~~Any~~ A violation of this section is enjoined by a court of competent jurisdiction.

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