

similarly procure liability insurance with respect to the field of its operation. The procurement of such insurance constitutes a waiver of the defense of governmental immunity to the extent of the liability stated in the policy but has no effect on the liability of the municipality beyond the coverage so provided.

Sec. 2. Minnesota Statutes 1986, section 466.07, subdivision 1, is amended to read:

Subdivision 1. **AUTHORITY TO INDEMNIFY INDEMNIFICATION REQUIRED.** The governing body of any Subject to the limitations in section 466.04, a municipality may or an instrumentality of a municipality shall defend, save harmless, and indemnify any of its officers and employees, whether elective or appointive, against any tort claim or demand, whether groundless or otherwise, arising out of an alleged act or omission occurring in the performance of duty. Any independent board or commission of the municipality having authority to disburse funds for a particular function without approval of the governing body may similarly defend, save harmless, and indemnify its officers and employees against such tort claims or demands for damages, including punitive damages, claimed or levied against the officer or employee, provided that the officer or employee:

(1) was acting in the performance of the duties of the position; and

(2) was not guilty of malfeasance in office, willful neglect of duty, or bad faith.

Sec. 3. **REPEALER.**

(a) Minnesota Statutes 1986, section 466.07, subdivisions 1a and 2, are repealed.

(b) Minnesota Statutes 1986, section 466.07, subdivision 4, is repealed.

Sec. 4. **EFFECTIVE DATE.**

Notwithstanding section 645.21, section 3, paragraph (b), is effective retroactive to July 1, 1986.

Approved May 11, 1987

CHAPTER 80—S.F.No. 296

An act relating to eminent domain; regulating relocation benefits for displaced persons; amending Minnesota Statutes 1986, section 117.52, subdivision 1.

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

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

Section 1. Minnesota Statutes 1986, section 117.52, subdivision 1, is amended to read:

Subdivision 1. **LACK OF FEDERAL FUNDING.** In all acquisitions undertaken by any acquiring authority and in all voluntary rehabilitation carried out by a person pursuant to acquisition or as a consequence thereof, in which, due to the lack of federal financial participation, relocation assistance, services, payments and benefits under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Statutes at Large, volume 84, page 1894 (1971), United States Code, title 42, section 4601, et seq., are not available, the acquiring authority, as a cost of acquisition, shall provide all relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and those regulations adopted pursuant thereto by the United States Department of Housing and Urban Development, and either (1) in effect as of January 1, 1984, or (2) becoming effective after January 1, 1984, following a public hearing and comment. Comments received by an acquiring authority within 30 days after the public hearing must be reviewed and a written response provided to the individual or organization who initiated the comment. The response and comments may be addressed in another public hearing by the acquiring authority before approval.

Approved May 11, 1987

CHAPTER 81—S.F.No. 333

An act relating to game and fish; allowing raccoon dog field trials to tree raccoons during certain periods by permit; amending Minnesota Statutes 1986, section 97B.621, subdivision 2.

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

Section 1. Minnesota Statutes 1986, section 97B.621, subdivision 2, is amended to read:

Subd. 2. **PERIOD FOR TREEING RACCOONS.** Notwithstanding subdivision 1, a person may use dogs to pursue and tree raccoons without killing or capturing the raccoons:

(1) from January 1 to April 15 and from July 15 to October 14; and

(2) from April 16 to July 14 in raccoon dog field trials under special permit issued by the commissioner under section 97B.005, subdivision 1.

Sec. 2. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

Approved May 11, 1987

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