

**CHAPTER 98—H.F.No. 1151**

*An act relating to local government; exempting certain St. Paul port authority activities from competitive bidding requirements; validating the sale of certain school building bonds; amending Minnesota Statutes 1990, section 469.084, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1990, section 469.084, is amended by adding a subdivision to read:

Subd. 15. BID LAW EXEMPTION. If the port authority receives real property through termination of a revenue agreement, as defined in section 469.153, subdivision 10, or as the result of refinancing and contracts with a corporation to operate the property, the corporation may sell, purchase, or rent supplies, materials, or equipment, or construct, alter, expand, repair, or maintain the real property without regard to section 471.345.

**Sec. 2. GENERAL OBLIGATION BONDS.**

The sale of general obligation school building bonds, under the authority of Laws 1990, chapter 604, article 8, section 10, and pursuant to a resolution of the governing body of independent school district No. 625 adopted by a two-thirds majority vote on April 16, 1991, is valid.

**Sec. 3. EFFECTIVE DATE.**

Section 1 is effective the day following final enactment. Section 2 is effective on the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of independent school district No. 625.

Presented to the governor May 14, 1991

Signed by the governor May 17, 1991, 11:24 a.m.

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**CHAPTER 99—H.F.No. 357**

*An act relating to highways; authorizing political subdivisions to require notice before constructing or repairing utility structures or equipment in, along, over, or under a road, street, or highway right-of-way; requiring subsequent restoration to a town road; amending Minnesota Statutes 1990, sections 164.36; and 222.37, subdivision 1.*

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

Section 1. Minnesota Statutes 1990, section 164.36, is amended to read:

**164.36 TOWN AUTHORITY OVER RECORDED ROADS.**

New language is indicated by underline, deletions by ~~strikeout~~.

The town board has authority within the 66-foot right-of-way to:

- (1) maintain or reconstruct a recorded road used for vehicular travel;
- (2) dispose of snow;
- (3) plant trees and shrubs that it considers appropriate;
- (4) remove trees and other woody vegetation as provided in section 160.22;
- (5) allow the placement of highway directional and informational signs as provided in section 169.06, subdivision 3;
- (6) allow the placement of electrical and telephone poles, pipelines, and electrical, telephone, or television cables, and to require prior notice of the proposed placement and restoration of the right-of-way to its condition immediately prior to the placement;
- (7) control weeds and regulate the cutting or complete removal of nonwoody vegetation; and
- (8) regulate erosion, drainage, public nuisances, and matters of public interest.

Sec. 2. Minnesota Statutes 1990, section 222.37, subdivision 1, is amended to read:

Subdivision 1. **USE REQUIREMENTS.** Any water power, telegraph, telephone, pneumatic tube, pipeline, community antenna television, cable communications or electric light, heat, or power company may use public roads for the purpose of constructing, using, operating, and maintaining lines, subways, canals, or conduits, for their business, but such lines shall be so located as in no way to interfere with the safety and convenience of ordinary travel along or over the same; and, in the construction and maintenance of such line, subway, canal, or conduit, the company shall be subject to all reasonable regulations imposed by the governing body of any county, town or city in which such public road may be. If the governing body does not require the company to obtain a permit, a company shall notify the governing body of any county, town, or city having jurisdiction over a public road prior to the construction or major repair, involving extensive excavation on the road right-of-way, of the company's equipment along, over, or under the public road, unless the governing body waives the notice requirement. A waiver of the notice requirement must be renewed on an annual basis. For emergency repair a company shall notify the governing body as soon as practical after the repair is made. Nothing herein shall be construed to grant to any person any rights for the maintenance of a telegraph, telephone, pneumatic tube, community antenna television system, cable communications system, or light, heat, or power system within the corporate limits of any city until such person shall have obtained the right to maintain such system within such city or for a period beyond that for which the right to operate such system is granted by such city.

New language is indicated by underline, deletions by ~~strikeout~~.

Presented to the governor May 14, 1991

Signed by the governor May 17, 1991, 11:26 a.m.

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**CHAPTER 100—H.F.No. 178**

*An act relating to occupations and professions; increasing minimum insurance coverage required for abstracters; abolishing requirement of seals by impression; repealing an obsolete provision; amending Minnesota Statutes 1990, sections 386.66 and 386.67; repealing Minnesota Statutes 1990, section 386.65, subdivision 3.*

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

Section 1. Minnesota Statutes 1990, section 386.66, is amended to read:

**386.66 BOND OR ABTRACTER'S LIABILITY INSURANCE POLICY.**

Before a license shall be issued, the applicant shall file with the board a bond or abstracter's liability insurance policy to be approved by the chair or executive secretary, running to the state of Minnesota in the penal sum of at least ~~\$20,000~~ \$100,000 conditioned for the payment by such abstracter of any damages that may be sustained by or accrue to any person by reason of or on account of any error, deficiency or mistake arising wrongfully or negligently in any abstract, or continuation thereof, or in any certificate showing ownership of, or interest in, or liens upon any lands in the state of Minnesota, whether registered or not, made by and issued by such abstracter, provided however, that the aggregate liability of the surety to all persons under such bond shall in no event exceed the amount of such bond. In any county having more than 200,000 inhabitants the bond or insurance policy required herein shall be in the penal sum of at least ~~\$50,000~~ \$250,000. Applicants having cash or securities or deposit with the state of Minnesota in an amount equal to the said bond or insurance policy shall be exempt from furnishing the bond or an insurance policy herein required but shall be liable to the same extent as if a bond or insurance policy has been given and filed. The bond or insurance policy required hereunder shall be written by some surety or other company authorized to do business in this state issuing bonds or abstracter's liability insurance policies and shall be issued for a period of one or more years, and renewed for one or more years at the date of expiration as principal continues in business. The aggregate liability of such surety on such bond or insurance policy for all damages shall, in no event, exceed the sum of said bond or insurance policy.

Sec. 2. Minnesota Statutes 1990, section 386.67, is amended to read:

**386.67 LICENSED ABTRACTER, SEAL.**

A licensed abstracter furnishing abstracts of title to real property under the

New language is indicated by underline, deletions by ~~strikeout~~.