

nal justice information agencies. The policy group shall consult with representatives of public and private post-secondary institutions in determining the most effective manner in which the training shall be provided. The policy group shall include recommendations in the 1994 report to the legislature.

Subd. 4. CRIMINAL CODE NUMBERING SCHEME. The policy group shall study and make recommendations on a structured numbering scheme for the criminal code to facilitate identification of the offense and the elements of the crime and shall include recommendations in the 1994 report to the legislature.

Sec. 34. **REPEALER.**

Minnesota Statutes 1992, sections 171.20, subdivision 1; 296.01, subdivision 4; and 296.026 are repealed.

Presented to the governor May 15, 1993

Signed by the governor May 19, 1993, 3:50 p.m.

**CHAPTER 267—S.F.No. 413**

*An act relating to state lands; authorizing the sale of certain tax-forfeited lands that border public water in St. Louis county; authorizing the conveyance of certain Willmar regional treatment center land to Kandiyohi county.*

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

**Section 1. SALE OF TAX-FORFEITED LAND TO THE CITY OF BABBITT; ST. LOUIS COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, St. Louis county may convey to the city of Babbitt for no consideration the tax-forfeited land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general and must provide that the land reverts to the state if it is not used for the purpose in paragraph (d).

(c) The land that may be conveyed is located on Hay Lake in St. Louis county, consists of about 40 acres, and is described as the South half of the Northwest Quarter, Section 2, Township 60 North, Range 13 West (Tax parcels 105-80-230 and 105-80-240). The commissioner of revenue, pursuant to Minnesota Statutes, section 282.37, shall grant and convey to the commissioner of natural resources a permanent easement to Hay Lake for public access and for fisheries and wildlife management across the western 100 feet of the SW 1/4 of the NW 1/4 of Section 2.

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(d) The county has determined that the land is needed for a water treatment plant for Babbitt.

**Sec. 2. PUBLIC SALE OF TAX-FORFEITED LAND BORDERING ON PUBLIC WATERS; ST. LOUIS COUNTY.**

Subdivision 1. SALE REQUIREMENTS. (a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, St. Louis county may sell the tax-forfeited lands bordering public water that are described in subdivision 2, under the remaining provisions of Minnesota Statutes, chapter 282.

(b) The conveyance must be in a form approved by the attorney general.

(c) The county has determined that the county's land management interests would best be served if the lands were returned to private ownership.

(d) When a parcel of land is sold under this section, and where the description in subdivision 2 includes a requirement for a fisheries management easement, the commissioner of revenue, pursuant to Minnesota Statutes, section 282.37, shall grant and convey to the commissioner of natural resources a permanent fisheries easement over and across each parcel of tax-forfeited land that is sold for the purposes of providing public access to and improvements of fisheries habitat along and within the water located on the land. These easements must include the bed of the water and, if the water body is a stream, a strip of land no wider than will be enclosed between the top edge of the stream bank and a line parallel to the top edge and 66 feet distant from the top edge, on each side of the stream, except that employees of the state shall be permitted to approach the stream at any point over the property described in the parcel, compatible with current use, using established routes whenever feasible. If the water body is a lake, the easement must include the bed of the lake and a strip of land no wider than will be enclosed between the ordinary low water level and a line parallel to the low water level and 66 feet distant from the low water level, except that employees of the state shall be permitted to approach the water body at any point described in the parcel, compatible with current use, using established routes whenever feasible.

Subd. 2. DESCRIPTIONS. The parcels of land that may be conveyed are located in St. Louis county and, as set forth in each of the following clauses, are designated by the tax-forfeited land parcel number contained within the parentheses, are legally described as specified, and are located on the water body named.

(1) (530-10-1510) SW 1/4 of SW 1/4, Sec. 8, Twp. 50 N., Rge. 16 W. Located on White Pine River. Fisheries management easement required;

(2) (365-10-4040) NW 1/4 of NE 1/4 except 11-18/100ths acres and subject to flowage rights, Sec. 23, Twp. 52 N., Rge. 15 W. Located on Island Lake;

(3) (290-10-1440) SE 1/4 of NE 1/4, Sec. 9, Twp. 57 N., Rge. 19 W. Located on an unnamed ditch;

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

(4) (759-50-190 and 759-50-220) NE 1/4 of NW 1/4 and SE 1/4 of NW 1/4, Sec. 22, Twp. 64 N., Rge. 21 W. Located on Prairie Creek;

(5) (10-1750-250 and 10-1750-260) Lots 25 and 26, Fond du Lac Water Street, Duluth. Located on St. Louis River. Fisheries management easement required;

(6) (10-1840-1400) Glen Avon Second Division of Duluth, Lot 5 including vacated Waverly Ave. except that part North of Tischer Creek, Blk. 35. Located on Tischer Creek. Fisheries management easement required;

(7) (139-20-4043) S 1/2 of N 1/2 of N 1/2 of SW 1/4 of NW 1/4, Sec. 29, Twp. 57 N., Rge. 20 W. Located on a tributary of East Swan River. Fisheries management easement required;

(8) (175-71-5070) North 495 feet of SW 1/4 of NW 1/4, Sec. 34, Twp. 58 N., Rge. 18 W. Located on East Two Rivers River. Fisheries management easement required;

(9) (395-10-4300 and 395-10-4310) E 1/2 of NE 1/4 of SW 1/4 and W 1/2 of NE 1/4 of SW 1/4, Sec. 15, Twp. 50 N., Rge. 15 W. Located on a feeder stream for the Rocky Run Creek. Fisheries management easement required;

(10) (450-10-3760) Part of NW 1/4 of SW 1/4, Sec. 21, Twp. 49 N., Rge. 15 W. Located on Stewart Creek. Fisheries management easement required;

(11) (485-10-4240, 485-10-4245, 485-10-4250, 485-10-4260, 485-10-4330, 485-10-4390, and 485-10-4400) W 1/2 of NW 1/4 of NE 1/4 except West 100 feet of North 412 feet and except the East 50 feet; West 100 feet of North 412 feet of NW 1/4 of NE 1/4; North 15 acres of W 1/2 of SW 1/4 of NE 1/4; S 1/2 of SW 1/4 of SW 1/4 of NE 1/4; NE 1/4 of SW 1/4; NW 1/4 of SE 1/4; SW 1/4 of SE 1/4; Sec. 26, Twp. 52 N., Rge. 13 W. Located on a feeder stream for the French River. Fisheries management easement required;

(12) (415-10-4730, 415-10-4790, 415-10-4830, 415-10-4870, and 415-10-4880) NE 1/4 of SW 1/4, E 1/2 of SW 1/4 of SW 1/4 and W 1/2 of SE 1/4 of SW 1/4, E 1/2 of SE 1/4 of SW 1/4, NW 1/4 of SE 1/4, SW 1/4 of SE 1/4, Sec. 18, Twp. 51 N., Rge. 13 W. Located on a feeder creek for the Lester River. Fisheries management easement required;

(13) (315-10-1900) E 1/2 of NE 1/4 of NW 1/4 except railroad and highway right-of-way, Sec. 17, Twp. 51 N., Rge. 12 W. Located on Schmidt Creek. Fisheries management easement required;

(14) (415-10-4280) W. 10 acres of the NE 1/4 of NE 1/4, N. of Lester River, except Northerly 5 acres, Sec. 17, Twp. 51 N., Rge. 13 W., 3.9 acres. Located on Lester River. Fisheries management easement required;

(15) (415-10-4290) NW 1/4 of NE 1/4 except N 1/2, Sec. 17, Twp. 51 N., Rge. 13 W. Located on Lester River. Fisheries management easement required;

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(16) (415-10-4285) W. 10 acres of NE 1/4 of NE 1/4, lying S. of Lester River, Sec. 17, Twp. 51 N., Rge. 13 W. Located on Lester River. Fisheries management easement required;

(17) (520-11-990) Part of SW 1/4 of SE 1/4, Sec. 7, Twp. 51 N., Rge. 14 W. Located on the outlet stream from West Rice Lake. Fisheries management easement required;

(18) (520-16-1770) S 1/2 of S 1/2 of S 1/2 of NW 1/4 of NW 1/4, Sec. 24, Twp. 51 N., Rge. 14 W. Located on the East Branch of Amity Creek. Fisheries management easement required;

(19) (520-16-2030) S 1/2 of S 1/2 of SE 1/4 of SW 1/4, Sec. 24, Twp. 51 N., Rge. 14 W. Located on the East Branch of Amity Creek. Fisheries management easement required;

(20) (520-16-2280) W 1/2 of NW 1/4 of NE 1/4 of NW 1/4, Sec. 25, Twp. 51 N., Rge. 14 W. Located on the East Branch of Amity Creek. Fisheries management easement required;

(21) (520-16-3460) E 1/2 of SE 1/4 of SE 1/4 of NW 1/4, Sec. 27, Twp. 51 N., Rge. 14 W. Located on Amity Creek. Fisheries management easement required;

(22) (520-16-3500) E 1/2 of NW 1/4 of SE 1/4 of NW 1/4 except Westerly 25 feet, Sec. 27, Twp. 51 N., Rge. 14 W. Located on Amity Creek. Fisheries management easement required;

(23) (520-16-3960) S 1/2 of SW 1/4 of NE 1/4 of SE 1/4, Sec. 27, Twp. 51 N., Rge. 14 W. Located on Amity Creek. Fisheries management easement required;

(24) (375-10-4990) W 1/2 of NW 1/4, west of Hwy., Sec. 26, Twp. 52 N., Rge. 14 W. Located on Lester River. Fisheries management easement required;

(25) (375-10-6160) S 1/2 of SW 1/4 of SW 1/4, except the Westerly 15 acres, Sec. 31, Twp. 52 N., Rge. 14 W. Located on an outlet stream from Fish Lake Reservoir. Fisheries management easement required;

(26) (285-10-3900) NE 1/4 of NW 1/4, except that part West of road, Sec. 25, Twp. 53 N., Rge. 21 W. Located on Juola Creek. Fisheries management easement required;

(27) (105-80-230 and 105-80-240) SW 1/4 of NW 1/4 and SE 1/4 of NW 1/4, Sec. 2, Twp. 60 N., Rge. 13 W. Located on Hay Lake. Fisheries management easement required;

(28) (141-10-930) SW 1/4 of SE 1/4 except railroad right-of-way of the West 1-55/100ths acres, Sec. 5, Twp. 56 N., Rge. 20 W. Located on Little Swan River. Fisheries management easement required;

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

(29) (141-10-850) Government Lot 10 (SW 1/4 of NW 1/4), Sec. 5, Twp. 56 N., Rge. 20 W. Located on Little Swan River. Fisheries management easement required;

(30) (141-10-4540) NW 1/4 of NW 1/4, Sec. 26, Twp. 56 N., Rge. 20 W. Located on Little Swan River. Fisheries management easement required;

(31) (141-30-380) E 1/2 of SE 1/4 of SE 1/4, except the abandoned railroad right-of-way, Sec. 34, Twp. 58 N., Rge. 20 W. Located on Swan River. Fisheries management easement required;

(32) (141-10-4390) SE 1/4 of NW 1/4, Sec. 25, Twp. 56 N., Rge. 20 W. Located on Swan River. Fisheries management easement required;

(33) (290-30-180) Lot 4, Block 4, of Rearrangement of McQuade Lake Summer Homesites Plat, Sec. 17, Twp. 57 N., Rge. 19 W. Located on McQuade Lake. Fisheries management easement required; and

(34) (570-12-4420) NW 1/4 of SW 1/4, Sec. 32, Twp. 57 N., Rge. 15 W. Located on Mud Hen Creek. Fisheries management easement required.

### Sec. 3. WILLMAR REGIONAL TREATMENT CENTER; LAND CONVEYANCE.

(a) The commissioner of administration may convey, by quit claim deed in a form approved by the attorney general, to the county of Kandiyohi, those certain tracts of land owned by the state in connection with the ownership and operation of the Willmar regional treatment center. The conveyance must provide that the land reverts to the state if it is not used for the purpose set forth in paragraph (c).

(b) Tracts to be conveyed are located in Kandiyohi county and are described as:

(1) Tract A: The Northeast Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter all in Section 1, Township 119, Range 35, lying Westerly of U.S.T.H. No. 71 and S.T.H. No. 23 Bypass, and Easterly of U.S.T.H. No. 71 & S.T.H. No. 23, and Northeasterly of S.T.H. No. 294, EXCEPT the South 200.00 feet of the Southeast Quarter of the Northwest Quarter thereof.

(2) Tract B: The South 200.00 feet of the Southeast Quarter of the Northwest Quarter, and the North 760.00 feet of Government Lot 2, and the North 760.00 feet of the Northwest Quarter of the Southeast Quarter, all in Section 1, Township 119, Range 35, lying Westerly of U.S.T.H. No. 71 & S.T.H. No. 23 Bypass, and Easterly of S.T.H. No. 294.

(c) The described tracts are not required by the state for operation of the

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Willmar regional treatment center and are desired by Kandiyohi county for construction of a human services building and a future law enforcement center. Construction of the county facilities in close proximity to existing treatment center facilities would enable state and county sharing of services such as maintenance, food services, and central heating, resulting in efficiencies of operation and financial savings to both the state and the county.

Sec. 4. **EFFECTIVE DATE.**

Sections 1 to 3 are effective the day following final enactment.

Presented to the governor May 15, 1993

Signed by the governor May 19, 1993, 8:28 a.m.

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**CHAPTER 268—S.F.No. 512**

*An act relating to telecommunications; providing for regulation of telecommunications carriers; limiting discriminatory practices, services, rates, and pricing; providing for investigation, hearings, and appeals regarding telecommunications services; delineating telecommunications practices allowed; mandating availability of custom local area signaling service in metropolitan area; providing penalties and remedies; amending Minnesota Statutes 1992, sections 237.01, subdivision 2, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237; repealing Minnesota Statutes 1992, section 237.59, subdivision 7.*

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

Section 1. Minnesota Statutes 1992, section 237.01, subdivision 2, is amended to read:

Subd. 2. **TELEPHONE COMPANY.** "Telephone company," means and applies to any person, firm, association or any corporation, private or municipal, owning or operating any telephone line or telephone exchange for hire, wholly or partly within this state, or furnishing any telephone service to the public.

A "telephone company" does not include a radio common carrier as defined in subdivision 4. A telephone company which also conforms with the definition of a radio common carrier is subject to regulation as a telephone company. However, none of chapter 237 applies to telephone company activities which conform to the definition of a radio common carrier.

A "telephone company" does not include a telecommunications carrier as defined in subdivision 6, except that a telecommunications carrier is a telephone company for the purposes of section 222.36. A telephone company is not subject to section 237.74.

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