

amount of refunds in excess of \$5,500,000 is appropriated from the general fund to the commissioner of revenue to pay the additional amount needed for the total refund claims for taxes payable in 1994 under section 1.

Sec. 4. EFFECTIVE DATE.

Section 1 is effective for refunds based on the payable 1994 property tax levy. The commissioner of revenue shall compute the refunds based on the payable 1994 property tax levy using the \$100 amount of tax increase as specified in section 1, paragraph (a). Section 2 is effective the day following final enactment.

Presented to the governor March 28, 1994

Signed by the governor March 31, 1994, 9:14 a.m.

CHAPTER 384—H.F.No. 2130

An act relating to counties; St. Louis; assigned the former town of Payne to the 7th commissioner district.

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

Section 1. [383C.797] ST. LOUIS COUNTY; 7TH COUNTY COMMISSIONER DISTRICT.

The area of St. Louis county previously organized as the township of Payne and now part of the township of Meadowlands is assigned to the 7th county commissioner district for all purposes until the next decennial redistricting.

Sec. 2. LOCAL APPROVAL.

This act is effective the day after the St. Louis county board complies with Minnesota Statutes, section 645.021, subdivision 3.

Presented to the governor March 28, 1994

Signed by the governor March 31, 1994, 9:12 a.m.

CHAPTER 385—S.F.No. 1750

An act relating to commerce; expanding the scope of department enforcement authority to include additional areas over which it has responsibility; amending Minnesota Statutes 1992, section 45.027, subdivision 7; and Minnesota Statutes 1993 Supplement, section 45.011, subdivisions 1 and 4.

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

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

Section 1. Minnesota Statutes 1993 Supplement, section 45.011, subdivision 1, is amended to read:

Subdivision 1. **SCOPE.** As used in chapters 45 to 83, 155A, 309, 332, and 359, and sections 326.83 to 326.98, and 386.61 to 386.78, unless the context indicates otherwise, the terms defined in this section have the meanings given them.

Sec. 2. Minnesota Statutes 1993 Supplement, section 45.011, subdivision 4, is amended to read:

Subd. 4. **DUTIES AND RESPONSIBILITIES ENTRUSTED TO THE COMMISSIONER.** "Duties and responsibilities entrusted to the commissioner" includes the administration of those chapters referred to in subdivision 1 and chapter 115C, as well as rules adopted or orders issued under those chapters.

Sec. 3. Minnesota Statutes 1992, section 45.027, subdivision 7, is amended to read:

Subd. 7. **ACTIONS AGAINST LICENSEES.** In addition to any other actions authorized by this section, the commissioner may, by order, deny, suspend, or revoke the authority or license of a ~~person subject to chapters 45 to 83, 155A, 309, or 332, or sections 326.83 to 326.98~~ person subject to the duties and responsibilities entrusted to the commissioner, as described under section 45.011, subdivision 4, or censure that person if the commissioner finds that:

(1) the order is in the public interest; and

(2) the person has violated ~~chapters 45 to 83, 155A, 309, or 332, or sections 326.83 to 326.98~~ or any law, rule adopted, or order issued under those chapters related to the duties and responsibilities entrusted to the commissioner; or

(3) the person has provided false, misleading, or incomplete information to the commissioner or has refused to allow a reasonable inspection of records or premises.

Except for information classified as confidential under sections 60A.03, subdivision 9; 60A.031; 60A.93; and 60D.22, the commissioner may make any data otherwise classified as private or confidential pursuant to this section accessible to an appropriate person or agency if the commissioner determines that the access will aid the law enforcement process, promote public health or safety, or dispel widespread rumor or unrest. If the commissioner determines that private or confidential information should be disclosed, the commissioner shall notify the attorney general as to the information to be disclosed, the purpose of the disclosure, and the need for the disclosure. The attorney general shall review the commissioner's determination. If the attorney general believes that the commissioner's determination does not satisfy the purpose and intent of this provision,

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

the attorney general shall advise the commissioner in writing that the information may not be disclosed. If the attorney general believes the commissioner's determination satisfies the purpose and intent of this provision, the attorney general shall advise the commissioner in writing, accordingly.

After disclosing information pursuant to this provision, the commissioner shall advise the chairs of the senate and house of representatives judiciary committees of the disclosure and the basis for it.

Sec. 4. **EFFECTIVE DATE.**

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

Presented to the governor March 28, 1994

Signed by the governor March 31, 1994, 9:17 a.m.

CHAPTER 386—S.F.No. 2040

An act relating to family law; clarifying pension plan obligations; amending Minnesota Statutes 1992, section 518.581, subdivision 2.

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

Section 1. Minnesota Statutes 1992, section 518.581, subdivision 2, is amended to read:

Subd. 2. **PAYMENT OF FUNDS BY RETIREMENT PLAN.** (a) If the court has ordered that a spouse has an interest in a pension plan, the court may order the pension plan to withhold payment of a refund upon termination of employment or lump sum distribution to the extent of the spouse's interest in the plan, or to provide survivor benefits ordered by the court.

(b) The court may not order the pension plan to:

(1) pay more than the equivalent of one surviving spouse benefit, regardless of the number of spouses or former spouses who may be sharing in a portion of the total benefit;

(2) pay surviving spouse benefits under circumstances where the plan member does not have a right to elect surviving spouse benefits;

(3) pay surviving spouse benefits to a former spouse if the former spouse would not be eligible for benefits under the terms of the plan; or

(4) order survivor benefits which, when combined with the annuity or benefit payable to the pension plan member, exceed the actuarial equivalent value of the normal retirement annuity form, determined under the plan documents of

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