

CHAPTER No. 963—H.F.No.3075

[Coded in Part]

An act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and re-appropriating moneys therefor, including necessary expenses from the Minnesota state building fund; authorizing the issuance of the sale of bonds under the provisions of the Constitution, Article IX, Section 6, to finance said fund; appropriating moneys in connection therewith; and authorizing the expenditure of certain revenue bond proceeds for certain buildings by the state college board; repealing Extra Session Laws, 1967, Chapter 8, Section 6(4) (b).

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Public buildings and lands; appropriation.** State government; public buildings; appropriation, except as otherwise provided by this act there is hereby appropriated from the Minnesota state building fund in the state treasury for the purposes hereinafter stated, the sums of money herein set forth or so much thereof as may be necessary. There is also appropriated from federal funds or other sources the moneys made available for any of the purposes prescribed in this act and in accordance with the terms hereof.

Sec. 2. Subdivision 1. To the commissioner of administration to be expended for the purposes and in accordance with the provisions of this act.

Subd. 2. At Anoka State Hospital:

- (1) Remodel, equip, and rehabilitate Miller building and Cottages 2, 4, 8, 9\$ 154,000
- (2) Air condition central dining and dietary facilities 240,000
- (3) Remodel, construct and upgrade to comply with fire marshal recommendations 56,000

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

Subd. 3. At Fergus Falls State Hospital:	
(1) Install boiler and auxiliary services	\$ 700,000
(2) Air condition GM, GW, and Patterson wing	323,444
(3) Replace roof on facilities for retarded	48,800
Subd. 4. At Hastings State Hospital:	
(1) Rehabilitate, remodel and equip main building, administration building, service building, kitchen and bakery; complete black-topping of roads and parking areas; and complete outdoor lighting system on upper campus	149,000
Subd. 5. At Moose Lake State Hospital:	
(1) Remodel laundry area for activity center and install elevators, cottages 1, 2, 3, and 4	135,000
(2) Install temperature control and ventilating system	61,500
Of the sum of \$780,000 appropriated from the Minnesota state building fund by Laws 1969, Sec. 2, Subd. 4(1) to construct and equip new power plant, the sum of \$103,500 is reappropriated and added to the amount appropriated in Subd. 5. (2).	
Subd. 6. At Rochester State Hospital:	
(1) Renovate and remodel surgical II and medical III wards, medical-surgical building, Phase II, and remodel and renovate laboratory area of medical-surgical building	55,000
(2) Relocate and improve diet kitchen, install central dishwashing	61,000
(3) Install fire alarm system	50,000
Subd. 7. At St. Peter State Hospital:	
(1) Relocate and equip all medical-clinical service departments in Pexton hall	200,000
(2) Air condition medical rehabilitation section in Pexton hall	70,000
Subd. 8. At Minnesota Security Hospital:	
(1) Construct elevator shaft and install elevator	68,000

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

Subd. 9. At Willmar State Hospital:

- | | |
|--|------------|
| (1) Rehabilitate administration building | \$ 222,500 |
| (2) Air condition medical treatment center | 100,000 |
| (3) Rehabilitate building I | 115,000 |

Subd. 10. At Cambridge State Hospital:

- (1) Of the sum of \$1,443,000 appropriated from the Minnesota state building fund by Laws 1969, Chapter 1155, Section 2, Subd. 4(1) for the remodeling of wards 1, 2, 3, 4, and the main building and tunnel repairs, improve lighting, repairs to the main building roof, repair of wells, replacement of a laundry water line, and repair and replacement of equipment in power plant at Hastings State Hospital, the sum of \$775,000 is hereby appropriated to the commissioner of administration to remodel and equip food preparation and employees dining room area.
- (2) Complete concrete floor projects in Boswell and McBroom halls, blacktop parking lots and roads and replace freight elevator 73,000
- (3) Install fire alarm system 50,000

Subd. 11. At Faribault State Hospital:

Of the sum of \$1,200,000 appropriated from the Minnesota state building fund by Laws 1965, Chapter 882, Section 2, Subd. 12(1) to construct and equip a replacement dormitory building for male patients, the sum of \$190,000 is reappropriated to install two passenger elevators, hospital, and to rehabilitate and improve dormitories.

Subd. 13. At Minnesota School for the Deaf:

Of the sum of \$1,200,000 appropriated from the Minnesota state building fund by Laws 1965, Chapter 882, Section 2, Subd. 12(1) to construct and equip a replacement dormitory building for male patients, the sum of \$600,000 is reappropriated to replace east wing of Noyes hall with new classrooms for junior and senior high students.

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

Subd. 14. At Ah-Gwah-Ching Nursing Home:

- (1) Install sprinkler system and other fire safety devices to comply with fire marshal recommendation\$ 220,500
- (2) Renovate power plant 350,000
- (3) Connect to Walker sewer system—state share 125,000

Subd. 15. At Reformatory for Men:

- (1) Replace guard towers 72,000
- (2) Relocate, remodel and equip staff dining room and officer's squad room 67,800
- (3) Extend security corridor 138,600
- (4) Convert cell house D into security unit and install TV monitoring unit 600,000

Subd. 16. At Minnesota State Prison:

- (1) Remodel and reroof main kitchen, bakery and dry and cold storage areas 500,000
- (2) Rehabilitate school and library 48,000
- (3) Replace elevator in north and center farm machinery building, foundry and south cordage factory 50,000
- (4) Rebuild locks and gates in cell halls 100,000
- (5) Reroof cordage warehouse and powerhouse . 57,000
- (6) Construct and equip dairy barn with milking facilities, milk house, and hay shed 120,000

Subd. 17. At State Training School for Boys:

- (1) Construct food preparation and food storage facility 480,000
 - (2) Reconstruct sewer system and reconstruct and surface roads 95,000
- The project in (1) above shall not be commenced unless the commissioner of corrections has first consulted with and obtained advice from the legislative building commission.

Subd. 18. At Minnesota Home School:

- (1) Construct and equip temporary detention and secure treatment facility 250,000

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

Subd. 19. At Minnesota Reception and Diagnostic Center:

- (1) Remodel B building including emergency power generator at a cost of \$1,060,000, with state funds not to exceed \$ 265,000

Sec. 3. To the commissioner of administration to construct and equip or acquire certain junior college buildings and improve grounds 22,053,420

This appropriation and anticipated federal grants are for the construction and equipping or acquisition of the following junior college facilities in the amount indicated:

Anoka-Ramsey State Junior College	\$1,469,360
Brainerd State Junior College	475,227
Cambridge State Junior College	2,340,000
Fairmont State Junior College	2,340,000
Fergus Falls State Junior College	1,326,189
Hibbing State Junior College	489,379
Inver Hills State Junior College	890,043
Itasca State Junior College	777,744
Lakewood State Junior College	968,025
Mesabi State Junior College	75,000
Metropolitan State Junior College	3,744,064
Normandale State Junior College	2,457,545
North Hennepin State Junior College	1,114,936
Northland State Junior College	5,000
Rochester State Junior College	1,005,505
Willmar State Junior College	458,113
Worthington State Junior College	817,290
Ground Improvement—All Junior Colleges	1,300,000

The commissioner of administration is authorized to make applications for the maximum federal share for each project. In the event the amount of federal funds obtained for any of these projects exceeds the amount appropriated for it in the above appropriation, the commissioner of administration shall reduce the state share for individual projects.

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

The state auditor shall establish a single control account for the construction, equipping or acquisition of state junior college facilities. The appropriation in this section, federal grants received for state junior college construction and transfers from the higher education facilities contingent account shall be recorded in this account. The commissioner of administration shall maintain individual project accounts for each project authorized by this section.

Notwithstanding limitations on cost of projects approved, the commissioner may exceed the cost approved for a project authorized by this section within the limitations of total funds available from appropriations, from federal funds granted and from transfer from the higher education facilities contingent account. The moneys in excess of project authorizations are hereby appropriated for the purposes expressed in this paragraph. Expenditure of funds in excess of the project authorization shall be made only after the commissioner has consulted with the legislative building commission and such commission has made its recommendation thereon. Such recommendation shall be advisory only. Failure or refusal to make recommendation promptly shall be deemed a negative recommendation.

Sec. 4. To the commissioner of administration to construct and equip certain state college buildings \$20,562,200

This appropriation and anticipated federal grants are for the construction and equipping of the following state college buildings in the amounts indicated:

- (1) At Bemidji State College:
 - (a) Building planning, preliminary planning and working drawings for business classroom building \$ 75,000
 - (b) Rehabilitation and remodeling 72,000
 - (c) Site work 100,000
 - (d) Utilities system 198,000
 - (e) Replace roof, Memorial hall, and surface parking lots 70,000
 - (f) Construct and equip limnological lab 98,000

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

- (2) At Mankato State College:
- (a) Complete and equip Morris Hall\$3,428,000
 - (b) Remodel and convert Nichols hall, remodel Lincoln hall library, and surface field house 745,000
 - (c) Site work and parking on Highland campus, develop loop road, improve stadium road, complete tennis courts and parking lots .. 450,000
 - (d) Utilities 155,000
 - (e) Demolish administrative annex on lower campus at no cost to the state
- (3) At Moorhead State College:
- (a) Building planning, preliminary planning and working drawings for classroom building and arts and utility connection 165,000
 - (b) Remodel Flora Frick hall . 400,000
 - (c) Rehabilitation, remodeling and completion of existing facilities 283,300
 - (d) Site work 72,500
- (4) At St. Cloud State College:
- (a) Construct and equip science and mathematics building including utilities 6,615,000
 - (b) Site work 75,000

Of the sum of \$500,000 appropriated from the Minnesota state building fund by Laws 1969, Chapter 1159, Sec. 4, Subd. (4) to convert Kiehle library and Whitney house to administration and central service facilities, the sum of \$380,000 is reappropriated to plan and remodel Kiehle library to a visual arts center and

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

\$90,000 to prepare plans and working drawings for an administration/orientation building.

- (5) At Southwest State College:
 - (a) Construct and equip community services building . \$1,344,000
 - (b) Construct and equip education-social sciences building 2,115,400
 - (c) Assign and equip central academic building spaces 93,000
 - (d) Develop circulation patterns and signage 330,000
 - (e) Construct parking lots 160,000
 - (f) Develop outdoor athletic fields 190,000
 - (g) Utilities 189,000
 - (h) Remodel existing facilities 23,000
 - (i) Complete institutional management laboratories 75,000
- (6) At Winona State College:
 - (a) Construct and equip general classroom building 2,299,000
 - (b) Rehabilitation and site work 350,000
 - (c) Utilities 392,000

The commissioner of administration is authorized to make applications for the maximum federal share for each project. In the event the amount of federal funds obtained for any of these projects exceeds the amount appropriated for it in the above appropriation, the commissioner of administration shall reduce the state share for individual projects.

The state auditor shall establish a single control account for the construction and equipping of state colleges. The appropriation in this section, federal grants received for state college construction and transfers from the higher education facilities contingent account shall be recorded in this account. The commissioner of administration shall maintain individual project accounts for each project authorized by this section.

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

Notwithstanding limitations on cost of projects approved, the commissioner of administration may exceed the cost approved for an authorized project within the limitations of total funds available from appropriation, from federal funds granted and from transfer from the higher education facilities contingent account. The moneys in excess of project authorizations are hereby appropriated for the purposes expressed in this paragraph.

Expenditure of funds in excess of the project authorization shall be made only after the commissioner of administration has consulted with the legislative building commission and such commission has made its recommendation thereon. Such recommendation shall be advisory only. Failure or refusal to make recommendation promptly shall be deemed a negative recommendation.

Sec. 5. To the commissioner of administration \$ 2,930,000

a. For land acquisition including improvements and preparation of sites for construction at the following sites:

- (1) At Bemidji State College
- (2) At Mankato State College
- (3) At Moorhead State College
- (4) At St. Cloud State College
- (5) State Capitol Area

b. The authority of the commissioner of administration to acquire the land described in Extra Session Laws 1967, Chapter 8, Sec. 6(4) (b) area for housing southwest of campus is hereby repealed.

c. The commissioner of administration may enter into such sale or exchange of property with the Central Park United Methodist church as may be mutually agreeable and advantageous in order to consolidate state owned holdings of real estate in the capitol approach area. Upon the recommendation of the commissioner, the governor shall execute such conveyances of state land as may be necessary to carry out any agreements between the church and the state, such conveyances to be in such form as the attorney general approves.

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

Sec. 6. [136.41] [Subd. 7] The state college board is authorized to use any portion of the proceeds of the sale of bonds issued pursuant to Section 136.40, Subdivision 8, and to Section 136.41, Subdivision 1 to 6, remaining after completion and payment of the cost of projects therein authorized or after abandonment of any such project for acquiring, constructing, completing, remodeling and equipping student union facilities at state colleges in accordance with recommendations of the legislative building commission to the 1971 and prior sessions of the legislature.

Sec. 7. Subdivision 1. To the commissioner of administration to be expended for the purposes and in accordance with the provisions of this act

(1) Relocate computer facilities and install inverter	\$ 710,000
(2) Remodel elevators and climate control state office building	200,000
(3) Remodel and climate control capitol building	830,000
(4) Architectural design competition and preliminary plans and cost estimates for new justice building and supporting facilities and development of the area north of University avenue at a site to be approved by the legislative building commission	150,000
(5) Supplemental appropriation for veterans service building (central office portion) ..	500,000
(6) Cooling towers for centennial office building	100,000
(7) Building remodeling and rehabilitation and special projects	2,243,800
(8) Remodel and install smoke detection system, historical society building	100,000
(9) Construct and equip conservation headquarters building in southwest region ...	125,000
(10) Construct and equip conservation headquarters building in northwest region ...	175,000
(11) Parking facility for 1160 cars, Capitol complex	1,345,000

Subd. 2. The appropriation in Subdivision 1(11) is in addition to the amount appropriated in Laws 1969, Chapter 1159,

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

Section 7, Subdivision 1(4), and the conditions imposed therein are hereby rescinded. In lieu of such conditions, the appropriation of 1969 and the amount appropriated in this item are subject to the following:

There is hereby appropriated from the gross rents, charges, and fees fixed and collected by the commissioner of administration in connection with and for use of the parking lots and facilities now and hereafter owned and operated by the state within the Capitol group area, in accordance with the provisions of Minnesota Statutes, Section 16.72, to the Minnesota state building bond account in the state bond, the aggregate sum of \$2,680,000 which shall be credited to said account in the annual amount of \$134,000 on or before November 1 in each year, commencing in 1974 until the amount so appropriated has been credited to said account. The moneys received and on hand annually pursuant to this authorization are available in the state bond fund prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4, and shall be used to reduce the amount of the tax otherwise required to be levied.

Sec. 8. Subdivision 1. To the regents of the University of Minnesota to be expended for the purposes and in accordance with the provisions of this act

Subd. 2. At the University of Minnesota, Minneapolis campus

(1) Remodel zoology building and planning study	\$ 280,000
(2) Remodel chemistry building, phase VI	300,000
(3) Rehabilitate Walter library, phase III-A ..	150,000
(4) Minneapolis primary electrical system, phase IV	350,000
(5) Campus lighting and improvement, Phase II	175,000
(6) Preliminary planning (1%) for engineering complex phase I (not to exceed a complex of \$9,000,000 including \$120,000 for sewer) ..	70,000
(7) Air condition west bank buildings, phase II	689,000
(8) In the event that the legislative building commission determines in favor of constructing a new law school building or an ad-	

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

dition to the present building, the commissioner of administration is directed to transfer to the board of regents from the higher education facilities contingent account an amount approved by the legislative building commission for working plans and drawings.

Subd. 3. At the University of Minnesota, St. Paul campus

(1) Animal science, completion of phase I	\$10,000,000
(2) Complete forest products laboratory, Phase III	1,000,000
(Includes \$25,000 for connecting link to Green hall)	
(3) Air condition and tile Gortner laboratory . .	330,000
(4) Remodel Coffey hall	750,000
(5) University share of St. Anthony storm sewer assessment	837,000
(6) Primary electrical system, phase II	300,000
(7) Extend tunnel to greenhouse area	210,000
(8) Building planning, to develop preliminary or working drawings: home economics—\$200,000 or 4% of \$5,000,000; and veterinary medicine—\$120,000, 1% of \$12,000,000	320,000
(9) Complete third floor and greenhouse soil science	188,000

Subd. 4. At the University of Minnesota, Twin Cities

(1) Remodel and improve unassigned teaching facilities	300,000
(2) Pollution control program, phase I, including boiler expansion	705,000
(3) Water distribution system, phase I	228,000

Subd. 5. At the University of Minnesota, Health Science Complex

(1) Construct facility A—school of dentistry; medical school offices and laboratories; basic science teaching laboratories and offices; general purpose classrooms; student-staff dining (contingent on matching federal funds) without equipment	4,274,000
---	-----------

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

(2) Plan and construct supply, receiving, storage and distribution facility E. Construction not to start until \$5,000,000 matching funds are available	\$ 1,795,000
(3) Working drawings B/C, E and F	1,430,000
(4) Acquire land for pharmacy and for parking ramp. No land shall be acquired until the legislative building commission has been consulted	2,370,000
(5) Remodel emergency facilities	684,000
(6) Rehabilitate electrical system	230,000
Subd. 6. At University of Minnesota, Duluth campus	
(1) Construct and equip classroom-laboratory building	3,500,000
(2) Expand utilities	160,000
(3) Construct and equip physical education facility	1,375,000
(4) Remodel science building	526,000
(5) Acquire land	75,000
(6) Remodel Kirby student center, science-mathematics building, social science building, library	85,000
(7) General landscaping and campus improvement	50,000
Subd. 7. At University of Minnesota, Morris campus	
(1) Construct and equip library, phase II	1,150,000
(2) Construct and equip humanities building, phase II, fine arts	1,680,000
(3) Construct and equip physical education, phase II	490,000
(4) Construct roads, curbs, gutters, parking lot, phase III; landscape, construct sidewalks, develop campus, and pave mall road	50,000
(5) Acquire land	12,500
Subd. 8. At West Central Experiment Station, Morris	
(1) Construct and equip office and laboratory, and continuing education building	230,000

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

- (2) Move existing greenhouse\$ 15,000
- (3) Construct herdsman residence, including garage 25,000

Subd. 9. At Technical College, Crookston

- (1) Extend campus storm sewer system to Red Lake River 267,000
- (2) Construct and equip plant science instructional greenhouse with classroom laboratory 113,000
- (3) Renovate Knutson hall physical education 76,000
- (4) Construct and equip addition and renovate Kiehle learning resources center and auditorium 295,000
- (5) Rehabilitate second and third floors, Selvig hall 118,000
- (6) Demolish Stephens hall 14,000
- (7) Remodel and equip health service building for offices as an attachment to new classroom building 58,000

Subd. 10. Northwest Experiment Station, Crookston

- (1) Resurface roadways and heavy operational areas on Research farm 15,000
- (2) Construct herdsman residence, including garage 25,000

Subd. 11. At Technical College, Waseca

- (1) Construct and equip learning resource center, phase I 868,000
- (2) Renovate school facilities for Technical College development, and construct connecting link student activity space 309,500
- (3) Acquire land, replace water pipes, develop roadways and parking lots 110,000

Subd. 12. At Southern Experiment Station, Waseca

- (1) Construct dairy beef calf raising facility ... 30,000
- (2) Surface roadways and heavily used operational areas 10,000

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

Subd. 13. At Rosemount Agricultural Experiment Station	
(1) Construct turkey research unit, continuation	\$ 327,320
(2) Relocate and construct swine research unit, continuation	240,140
Subd. 14. At Southwest Experiment Station, Lambertson	
(1) Construct drainage and pond, phase I	40,000
Subd. 15. At North Central Experiment Station, Grand Rapids	
(1) Construct silo, 20 feet by 60 feet, complete with unloader and automatic bunk feeder ..	12,500
(2) Upgrade electrical wiring	25,000
Subd. 16. At Cloquet Forest Research Center	
(1) Construct student cabins and remodel female student cabin	61,000
(2) Interconnect wells and water main	18,000
Subd. 17. At Lake Itasca Forestry and Biological Station	
(1) Rehabilitate station facilities, phase I	47,000
(2) Construct student cabin and maintenance and service facility	14,000
Subd. 18. At Horticultural Research Center, Excelsior	
(1) Remodel office and laboratory building ...	42,000
(2) Replace curbs and gutters and resurface roads	24,000
(3) Rebuild sewage system	15,000
Subd. 19. At Landscape Arboretum, Excelsior	
(1) Construct and surface parking lots and walks and irrigate and landscape around headquarters building	70,000

The regents of the University of Minnesota are authorized to make applications for the maximum federal share for each project including interest subsidies. In the event the amount of federal funds obtained for any of these projects exceeds the amount appropriated for it in the above appropriation, the re-

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

gents of the university shall reduce the state share for individual projects.

Sec. 9. Subdivision 1. To the state auditor to be expended for the purposes and in accordance with the provisions of this act.

Subd. 2. Expenses incidental to the sale, printing, execution, and delivery of the bonds authorized by this act, including, but without limitation, actual and necessary travel and subsistence expenses of state officers and employees for such purposes not to exceed \$70,000

Sec. 10. Neither the commissioner of administration nor the board of regents shall prepare final plans and specifications for any building authorized in this act until the using agency or department has presented the program and schematic plans to the legislative building commission and the commission has made its recommendations thereon. Such recommendations shall be advisory only. Failure or refusal of the commission to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 11. Lands or sites for public buildings or real estate, the acquisition of which is included in the appropriations made by this act, may be acquired by gift, purchase, or condemnation proceedings by the regents of the University of Minnesota in the case of lands for the University and by the commissioner of administration in case of other lands. Condemnation proceedings shall be pursuant to Minnesota Statutes, Chapter 117.

Sec. 12. Subdivision 1. Upon the awarding of final contracts for the completion of any projects enumerated in any of the sections 2 through 7, the commissioner of administration may transfer any unexpended funds in said project account to any other project enumerated in the same section.

Subd. 2. Upon the awarding of final contracts for the completion of any projects enumerated in section 8, the regents of the University of Minnesota may transfer any unexpended funds in said project account to any other project therein enumerated.

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

- Subd. 3. The moneys which may be transferred pursuant to this section are hereby appropriated for the purposes for which transferred.
- Subd. 4. The commissioner of administration, and the University of Minnesota shall report to the legislative building commission on any transfer of funds made pursuant to this section.
- Subd. 5. The balance of each appropriation made by this and any prior act to the commissioner of administration from the Minnesota state building fund, remaining when the specific purpose of such appropriation is accomplished as certified by the commissioner to the legislative building commission and to the state auditor, may be transferred to any other account for which an appropriation from the fund is made to the commissioner by this or any prior act; provided that the amount so transferred to the account for any project shall not exceed ten percent of the amount otherwise appropriated for that project, and that before any such transfer is made the commissioner shall consult and obtain the recommendations of the legislative building commission, which shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 13. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$150,000 which may be expended by him for the administration of the building program covered by this appropriation, including the employment of personnel. The commissioner may expend these funds for microfilming of plans of all state buildings.

Sec. 14. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of

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

\$500,000 which may be expended for plans, studies and surveys, and for the alterations, betterments, construction, reconstruction, improvements or rehabilitation of any state-owned building or structure, if it appears to the commissioner that such an expenditure is necessary in the public interest in order to avoid injury or damage to persons or property and funds have not been *otherwise appropriated for such purposes*. The commissioner, however, shall not authorize any expenditures from such appropriation until he has first consulted with the legislative building commission and such commission has made its recommendations thereon. Such recommendations shall be advisory only. Failure or refusal of the commission to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 15. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$50,000 which may be expended for the purpose of preparing preliminary plans, or other documentation that may be required, for assistance in obtaining non-state participation in state buildings programs. The commissioner, however, shall not authorize any expenditures from such appropriation until he has first consulted the legislative building commission and such commission has made its recommendation thereon. Such recommendations shall be advisory only. Failure or refusal of the commission to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 16. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$5,000,000 for a higher education facilities contingent account. The commissioner may transfer these funds when the amount of the federal share for a project is less than the amount anticipated or if it appears that the total cost of constructing and equipping an entire project will exceed the total cost authorized notwithstanding limitations on state funds appropriated therefor.

The commissioner may transfer these funds to the building accounts projects authorized in sections 3, 4, and 8, and to the building accounts of projects authorized by Laws 1967, Extra Session, Chapter 8, Section 9 and by Laws 1969, Chapter 1159, Section 8. Moneys transferred are hereby reappropriated for such purposes. All transfers authorized by this section shall be

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

made only after the commissioner has consulted with the legislative building commission and such commission has made its recommendation thereon: Such recommendation shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation. Funds for the transfer of moneys to a project under the authority of the University of Minnesota are hereby reappropriated to the board of regents to carry out the purpose of the transfer.

Sec. 17. Minnesota state building bond issue and appropriation. For the purpose of providing the moneys appropriated by this act to the state agencies herein designated, for the acquisition and betterment of the public lands and buildings and other public improvements of a capital nature herein designated, the state auditor is authorized upon request of the governor to sell and issue Minnesota state building bonds in the amount of \$104,900,000 in the manner and upon the terms and conditions prescribed by Minnesota Statutes, Sections 6.30 and 6.31 and by the Constitution, Article IX, Section 6. The proceeds of such bonds, other than accrued interest and premium, are appropriated and shall be credited to the Minnesota state building fund.

Sec. 18. Minnesota state building bond account; appropriation. In order to reduce the amount of taxes otherwise required by the Constitution, Article IX, Section 6, Subdivision 4, to be levied for the payment of interest and principal on the bonds authorized in Section 17 of this act, there is hereby appropriated annually to the Minnesota state building bond account in the state bond fund from the general fund in the state treasury a sum of money sufficient in amount, when added to the balance on hand on November 1 in each year in said Minnesota state building bond account, to pay all principal and interest due and to become due on said bonds within the then ensuing year and to and including July 1 in the second ensuing year. The moneys received and on hand pursuant to the appropriation annually made by this section are available in the state bond fund prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4, and shall be used to reduce the amount of the tax otherwise required to be levied.

Sec. 19. Where an amount is payable to a creditor of the state from a project account which is financed partly with fed-

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

eral funds and such project is one included in appropriations now or hereafter made to the commissioner of administration for public buildings and equipment therefor and such amount cannot be timely paid because of a deficiency of money in such project account caused by a delay in the receipt of federal funds, the commissioner may provide such money as is needed to pay the amount by temporarily transferring such sum from any other appropriation made to him in the same act as contains the project account wherein the deficiency has occurred. Such moneys as are required therefor are hereby appropriated for such purpose. When the delayed federal funds are received the commissioner shall cause the amount of money transferred to be returned to the account from whence it came.

Sec. 20. In the case of appropriations made for construction or other permanent improvement, including acquisition of real estate, equipment, rehabilitation, appurtenances or utility systems, which appropriations do not lapse until the purposes for which the appropriations were made shall have been accomplished or abandoned, the commissioner of administration may dispense with periodic allotment and shall prescribe such regulations as will insure proper application and encumbrance of funds.

Sec. 21. Notwithstanding any other provision of law, all moneys appropriated by this act and all previous acts for the purposes of the Minnesota state building fund shall be and remain available for such purposes until and unless such appropriations are specifically rescinded by law. The state auditor shall, upon the certification of the commissioner of administration as to the accounts involved, make such transfers of appropriations as will place in one account all of the moneys appropriated for the same or related projects, incidental expenses or contingencies.

Sec. 22. This act is in effect from and after its final enactment.

Approved June 4, 1971.