

any law, an amount equal to what would be the employer's contribution for normal costs to the retirement fund if the employee was a member of the contributing class, provided that such employee agrees that the additional salary shall be deposited by the city in a deferred compensation program.

Sec. 35. **[482.18] REVISOR'S INSTRUCTIONS.** In respect to a collectively bargained contract with the state covering a period beginning on and after July 1, 1979, the revisor of statutes shall provide the chairpersons of the main policy committee in each body of the legislature charged with the responsibility of legislative oversight of state employee contract provisions and the legislative reference library with a copy of the contract showing additions and deletions from contract language in effect for the immediately preceding contract period. Where appropriate, the revisor shall consolidate provisions which are identical from contracts of two or more bargaining units.

Sec. 36. **REPEALER.** Minnesota Statutes 1976, Sections 43.09, Subdivision 7; 43.12, Subdivisions 4 and 9; and 299D.03, Subdivision 3a, are repealed.

Sec. 37. **EFFECTIVE DATE.** Sections 2, 3 and 34 are effective July 1, 1977. Section 4 is effective the day following final enactment. The remaining sections are effective the first day of the first payroll period commencing on or after July 1, 1977.

Approved June 8, 1977.

CHAPTER 453—S.F.No.1416

An act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes, including appropriations for the departments of public welfare, vocational rehabilitation, corrections, corrections ombudsman, health, health related boards, and public assistance programs; amending Minnesota Statutes 1976, Section 144A.61, Subdivision 6; and repealing Minnesota Statutes 1976, Section 261.233.

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

Section 1. **STATE GOVERNMENT; WELFARE, CORRECTIONS, HEALTH; APPROPRIATIONS.** The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1977", "1978", and "1979", wherever used in this act, mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1977, June 30, 1978, or June 30, 1979, respectively.

APPROPRIATIONS	
Available for the Year	
Ending June 30,	
1978	1979

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

\$ \$

Sec. 2. COMMISSIONER OF PUBLIC WELFARE

Subdivision 1. Program and Administrative Support	20,102,385	20,279,520
Approved Complement - 202.75		

The amounts that may be expended from this appropriation for each activity are as follows:

Special County Aids	\$3,000,000	\$3,000,000
County Administrative Cost Reimbursement	\$12,100,000	\$12,184,700
Administrative Support	\$5,002,385	\$5,094,820

All payments from money appropriated for equalization aid shall be based upon a formula that includes four factors: recipient rate, per capita income, per capita taxable value, and per capita expenditures for welfare.

Salary expenditures for computation of equalization aid shall not be included for purposes of computing county per capita welfare costs or in county welfare costs.

Notwithstanding any law to the contrary, initial payments for equalization aid to counties shall be made on or before October 1, 1977, for fiscal year 1978 and on or before October 1, 1978, for fiscal year 1979. Final payments shall be made before October 1 of the following fiscal year.

For the purposes of equalization aid, welfare costs shall be deemed to include all forms of public assistance and the administrative costs thereof, to-wit: medical assistance, aid to dependent children, Minnesota supplemental assistance, payments to the commissioner of public welfare for care and treatment of patients in state institutions, medical relief, hospital charges, maintenance of children not under state guardianship, general assistance, and all administrative costs except university hospitals care, care of children under state guardianships, and poor burials.

No county shall be entitled to the benefits of this act if it has transferred any money available for welfare purposes to any other county funds, except that where money is otherwise unavailable, a transfer may be made to the general revenue fund of the county for payment of rent of office space for the county welfare board. A transfer shall be made only with the approval of the governor after consultation with the Minnesota public relief advisory committee. Transfer of money for payment of rent shall not be considered an expenditure for equalization aid reimbursement. Any federal money received in lieu of taxes because of federal grants shall be available for welfare purposes.

No county shall receive from state money paid for equalization aid an amount in excess of 75 percent of its cost of welfare as defined in this subdivision.

Notwithstanding any law to the contrary, the formula used in this subdivision for equalizing welfare costs shall be used for computing distressed county aid for daytime activity centers and community mental health centers.

Any money appropriated by this subdivision for the Red Lake Band of Chippewa Indians in excess of the county costs for this purpose shall cancel to the general fund.

Reimbursements for general relief - Indians and the Red Lake Band of Chippewa Indians shall be prorated if the appropriation made in this subdivision is insufficient to provide full reimbursement.

Changes or additions indicated by underline deletions by strikeout

Estimated federal money to be deposited in the general fund that is earned by the various accounts of the department of public welfare is detailed on the worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of finance. If federal money anticipated is less than shown on the official worksheets, the commissioner of finance shall reduce the amount available from the specific appropriation by a like amount. The reductions shall be noted in the budget document submitted to the 71st legislature in addition to an estimate of similar federal money anticipated for the 1979-1981 biennium.

Not more than \$5,000 annually is appropriated from salary savings to be used for the payment of interview expenses of job applicants, pursuant to section 245.035.

Notwithstanding any state law to the contrary, the commissioner of public welfare shall not adjust the budget standards for any categorical aid program in excess of the amount authorized by the legislature, unless federal statute or regulation require it.

Recipients of Minnesota supplemental assistance living in nonmedical congregate care or foster care shall receive the same personal needs allowance as recipients of medical assistance residing in intermediate care facilities.

The commissioner of public welfare shall adjust the benefits payable to the aged, blind and disabled recipients pursuant to Minnesota Statutes, Sections 256D.36 and 256D.37 who do not reside in congregate care or foster care facilities in an amount equivalent to the cost of living adjustments in the federal supplemental security income program.

In determining the amount of the public assistance grants, the commissioner shall effect a five percent increase on July 1, 1977 and a five percent increase on July 1, 1978.

Subd. 2. Community Services 40,688,976 43,330,283
Approved Complement - 119

The amounts that may be expended from this appropriation for each activity are as follows:

Community Mental Health Centers		
\$16,327,237	\$16,903,172	
Daytime Activity Centers		
\$7,961,500	\$8,684,888	
Day Care		
\$1,078,117	\$1,139,303	
Cost of Care -		
Emotionally Disturbed		
\$1,016,600	\$1,089,596	
Mentally Retarded		
\$3,565,460	\$3,781,188	
Residential Services -		
Mentally Ill		
\$876,000	\$910,000	
Mentally Retarded		
\$616,481	\$678,705	
Chemically Dependent		
\$3,917,790	\$4,495,918	
Vocational Rehabilitation of the Blind		
\$2,780,480	\$2,879,451	

Notwithstanding any other law, no client receiving aid from services for the blind for purposes of vocational rehabilitation shall be required to maintain grade point ratios or

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

other scholastic requirements in excess of the educational or vocational institutions requirements for all students attending such institutions.

Foster Grandparents

\$350,000 \$400,000

Program Support

\$2,199,311 \$2,368,062

The appropriation for Community Mental Health Centers provides for a 50 percent matching, except for counties affected by equalization aid, of local community mental health centers approved expenditures.

Any conditions imposed by the granting agency upon the local vendor of nutritional services shall not be more restrictive than state law or federal regulation.

Notwithstanding any law to the contrary, county boards may select the appropriate contiguous region to associate with for community mental health services.

The Daytime Activity Centers appropriation provides for a 60 percent matching, except for counties affected by equalization aid payments, of local daytime activity centers approved expenditures.

Up to \$25,000 of the appropriation for foster grandparents may be retained by the Minnesota board on aging as a fee for administrative services and expenses, pursuant to Minnesota Statutes, Section 256.976.

Of the sum of \$775,000 appropriated from the general fund by Laws 1976, Chapter 125, Section 10, Subdivision 3, for residential and aftercare treatment programs or facilities for native Americans, up to \$500,000 of the unexpended balance is hereby reappropriated to the commissioner of public welfare for the purposes of Laws 1976, Chapter 125, Section 3.

Subd. 3. Income Maintenance 252,026,604 265,826,134
Approved Complement - 215

The amounts that may be expended from this appropriation for each activity are as follows:

Aid to Families with Dependent Children,
Medical Assistance, and Minnesota
Supplemental Assistance

\$214,233,076 \$225,392,098

General Assistance and General Assistance

Medical Care

\$31,421,600 ~~\$34,004,551~~

Centralized Disbursement

\$5,101,021 \$5,155,648

Support

\$1,270,907 \$1,273,837

General Assistance deficiency

\$2,413,669 for 1977

If the appropriation for aid to families with dependent children, medical assistance, Minnesota supplemental assistance and general assistance medical care is insufficient for either year, the appropriation for the other year shall be available therefore by direction of the governor after consulting with the legislative advisory commission.

Notwithstanding the provisions of any other law, the commissioner of public welfare may utilize the money provided in this subdivision, pursuant to the approval of the governor, to pay a portion of the cost of day care and vocational training programs. The portion of the cost not paid by federal money shall be paid equally from state and local money. The

Changes or additions indicated by underline deletions by strikeout

cases selected by the commissioner for the new programs, on the average, shall not have a greater cost than if they remained in this program. The commissioner shall develop criteria, selection principles, and other rules to carry out the intent of this provision.

The commissioner of public welfare shall provide supplementary grants, not to exceed \$150,000 per year, for aid to families with dependent children and shall include the following costs in determining the amount of the supplementary grants: major home repairs, repair of major home appliances, utility recaps, supplementary dietary needs not covered by medical assistance, and replacement of essential household furnishings and essential major appliances.

The amount appropriated for implementation of Minnesota Statutes, Section 245.0313 shall be available only if matched by federal money. If the cost of care in state institutions falls below the projections used for implementation of Minnesota Statutes, Section 245.0313, any excess appropriation shall revert to the general fund.

Notwithstanding any law to the contrary, counties may retain one-half of the non-federal share of medical assistance collections from estates which are directly attributable to county effort.

The commissioner of public welfare shall develop a proposal for containment of medical costs including proposed rules requiring specific recipients to be charged a nominal amount toward cost of medical services provided under medical assistance and general assistance medical care. Such proposal shall be submitted to and acted upon by the 1978 legislature before becoming effective. The payments shall not be required from recipients of (1) supplemental aid as defined in section 256D.35, subdivision 4, (2) the welfare allowance for clothing and personal needs pursuant to section 256B.35, or (3) the special personal allowance pursuant to section 256B.36. Recipients of assistance pursuant to section 256.73 shall not be required to make any payments for services provided pursuant to section 256B.02, subdivision 8, clauses (1), (2), (3), (4), (5) and (9). The amount of payments required shall not exceed those allowed by 45 Code of Federal regulations section 249.40 as of October 1, 1976.

The commissioner of public welfare is authorized to make the adjustments he deems necessary in the medical assistance, catastrophic health, and general assistance medical payments to assure expenditures do not exceed the appropriations for such programs. The initial adjustment shall be to eliminate inequities, and any adjustments thereafter shall be on a nondiscriminatory basis.

Provided that medical assistance may include personal care services in a recipient's home rendered by an individual, not a member of the family, who is qualified to provide the services, when the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a registered nurse.

Subd. 4. Residential Services	99,434,468	98,233,726
Approved Complement -		
State Hospitals -	5454	
Nursing Homes -	617	
Support -	49.5	

The amounts that may be expended from this appropriation for each activity are as follows:

State Hospitals	
Current Expense	
\$11,094,984	\$11,818,036
Salaries	

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

For subdivision 2.	246,523	285,912
For subdivision 3.	298,366	347,079
For subdivision 4.	8,560,000	9,940,000

Sec. 3. COMMISSIONER OF VOCATIONAL

REHABILITATION

Subdivision 1. Vocational Rehabilitation Services	2,227,870	2,292,921
Subd. 2. Sheltered Employment and Work Activity	2,290,717	3,136,477
Subd. 3. General Support	168,934	172,251

Funds received from worker's compensation carriers for services provided by the department of rehabilitation for the benefit of injured workers, shall be deposited in the accounts of the department of rehabilitation, and reported in the same ratio to state and federal funds expended. Should such deposits exceed the amount shown on worksheets of the conferees of the Senate and House of Representatives, the commissioner of finance shall reduce the amounts available from the general appropriation for the department of rehabilitation by the amount of such excess. The federal share of these recoupments shall be deposited as required by federal law, regulation and guideline.

Subd. 4. The commissioner of vocational rehabilitation may expend money received from school districts, governmental subdivisions, mental health authorities, and private nonprofit organizations for the purpose of conducting joint or cooperative vocational rehabilitation programs, and this money is appropriated for these purposes.

Subd. 5. The number of state funded positions shall not exceed the number shown on official worksheets.

Subd. 6. 1977 Employee Compensation Plan	21,123	21,123
--	--------	--------

This appropriation shall be added to the subdivisions in this section in the following amounts:

	1978	1979
For subdivision 1.	\$19,732	\$19,732
For subdivision 2.	1,391	1,391

Sec. 4. COMMISSIONER OF CORRECTIONS

Subdivision 1. General Support	4,389,045	4,407,367
Approved Complement - 99.7 for 1978		
	97.7 for 1979	

The amounts that may be expended from this appropriation for each activity are as follows:

County Probation Reimbursement	\$1,154,609	\$1,339,955
--------------------------------	-------------	-------------

Notwithstanding any law to the contrary, any surplus money in the county probation reimbursement appropriation occurring as a result of an excess appropriation shall cancel to the general fund.

On or before October 30 of each year, each county or group of counties shall submit to the commissioner of corrections an estimate of the cost for county probation reimbursement. Reimbursement shall be made on the basis of the estimate submitted or the actual expenditure, whichever is less.

Subsidy Programs	\$490,000	\$340,000
------------------	-----------	-----------

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

Support

\$2,744,436 \$2,727,412

County Probation Reimbursement deficiency

\$284,000 for 1977

This appropriation includes money for training of group home parents in county homes. No new program may be implemented unless a statistical evaluation of its objectives and accomplishments accompanies the development of the program.

Subd. 2. Special Services 2,498,141 2,302,121

Approved Complement - 42.3

The amounts that may be expended from this appropriation for each activity are as follows:

Health Care

\$1,884,902 \$1,705,973

\$72,000 of this appropriation is available as the state's share for providing a secure holding area at the St. Paul-Ramsey Hospital.

\$778,000 of this appropriation is available to establish, staff, equip, maintain and operate a psychiatric unit at one of the adult correctional institutions for the care and treatment of inmates who become mentally ill.

Any person confined in a state correctional institution for adults who had been adjudicated to be mentally ill and in need of treatment, may be committed to the commissioner of corrections and placed in the psychiatric unit established pursuant to this subdivision.

Education

\$384,357 \$359,357

Support

\$228,882 \$236,791

The health care appropriation shall be used to provide professional health care to persons confined in institutions under the control of the commissioner of corrections, and to cover costs of their care in hospitals and other medical facilities not under the control of the commissioner of corrections, including the secure treatment unit operated by the St. Paul-Ramsey Hospital. All reimbursements for such health care services shall be deposited in the general fund.

Subd. 3. Community Services 9,169,850 12,756,590

Approved Complement - 138.9 for 1978

140.9 for 1979

The amounts that may be expended from this appropriation for each activity are as follows:

Probation and Parole

\$2,636,652 \$2,654,391

Residential Programs

\$1,475,310 \$1,522,669

Community Corrections Act

\$5,057,888 \$8,579,530

Hennepin county may operate the Hennepin county adult corrections facility. All employees of the city of Minneapolis currently working at the Hennepin county adult correctional facility pursuant to the terms of Laws 1975, Chapter 402, Section 1, will transfer to employment with Hennepin county as of July 1, 1977, subject to the terms of Laws 1975, Chapter 402, Section 1, Subdivisions 2 and 3 and Section 2.

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

As counties begin participating in the corrections subsidy act, the complement of the central office shall be reduced by the number of positions transferred to the counties entering the act.

The commissioner of corrections shall select the counties that may participate under the corrections subsidy act after consulting with the appropriate finance committees of the legislature.

Subd. 4. Correctional Institutions		28,573,868	27,392,641
Approved Complement - 1149.5			
Current Expense			
\$7,348,801	\$6,092,143		
Salaries			
\$20,562,654	\$20,685,392		
Special Equipment			
\$207,872	\$206,393		
Repairs and Replacements			
\$454,541	\$408,713		
Deficiency			
\$535,300 for 1977			

\$140,000 of this appropriation is available to develop a case management team for programming for the most difficult to handle juveniles.

Any unexpended balances in special equipment and repairs and replacements remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Notwithstanding any law to the contrary, any encumbered money appropriated by Laws 1971, Chapter 963, Section 2, Subdivision 15, Clause (2) and Laws 1971, Chapter 963, Section 2, Subdivision 16, Clause (4) shall not cancel, but shall remain available until the projects are completed.

Subd. 5. 1977 Employee Compensation Plan		2,550,325	2,963,693
--	--	-----------	-----------

This appropriation shall be added to the subdivisions in this section in the following amounts:

	1978	1979
For subdivision 1.	\$209,343	\$233,550
For subdivision 2.	73,805	85,919
For subdivision 3.	275,946	324,618
For subdivision 4.	1,991,231	2,319,606
Sec. 5. CORRECTIONS OMBUDSMAN		
Subdivision 1. Salaries, Supplies and Expense		199,000 199,000
Subd. 2. 1977 Employee Compensation Plan		19,337 22,037

Sec. 6. BOARD OF HEALTH		
Subdivision 1. Preventive and Personal Health Services		5,831,360 6,228,694
Approved Complement - 173.75		

Notwithstanding any law to the contrary the department of health shall use JCAH accreditation as evidence of licensure for all hospitals so accredited.

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

The governor shall appoint a three member panel to study the health effects regarding fluoridation of the municipal water supplies. Up to \$15,000 of this appropriation may be used for this purpose. Any municipal water supply not fluoridated in compliance with the rules of the state board of health as of January 1, 1977 need not comply with the rules until July 1, 1979.

Subd. 2. Medical Laboratory Services

Contingent 106,000

The department of health shall submit a report on or before January 3, 1978 to the house appropriations committee and the senate finance committee regarding medical laboratory services. The report shall include but not be limited to: a schedule of present fees, proposed new fees, enumeration of inadequate fees, proposed changes in present fees, and an assessment of the medical laboratories in the state to see if the services could be provided by them rather than the health department's medical laboratory.

On or after July 1, 1978 the department of health shall implement the proposed fee schedule except for those parts specifically rejected by the legislature.

This appropriation shall be prorated by the department of finance according to the portion of the year for which the proposed fees are charged.

Subd. 3. Health Systems Quality

Assurance 1,339,339 1,361,928

Approved Complement - 64.25

Of this appropriation \$244,182 for fiscal year 1978 and \$245,409 for fiscal year 1979 are appropriated from the trunk highway fund for emergency medical services activities.

The department of health shall on or before January 15, 1978, report to the legislature with its recommendations for the appropriate type of training for nursing assistants, the appropriate type or types of institutions which should offer the training programs, the method or methods to be used in funding the training programs, and the appropriate state agency to regulate the training programs.

Subd. 4. Health Support Services 9,127,528 9,489,177

Approved Complement - 79.5

As counties begin participating in the community health services act, the complement of the department shall be reduced by the number of positions transferred to the counties entering the act.

For the purposes of the community health services act, the commissioner of finance may authorize the transfer of money to the community health services activity from the other subdivisions in section 6.

If the appropriation for community health services is insufficient for either year, the appropriation for the other year shall be available therefor by direction of the governor after consulting with the legislative advisory commission.

Subd. 5. Community Health

Subsidy Contingent 1,542,877

The commissioner of finance shall not permit the allotment of these funds until the department of health certifies the eligibility of the counties who will participate in the act.

Subd. 6. 1977 Employee

Compensation Plan 512,366 598,055

This appropriation shall be added to the subdivisions in this section in the following

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

amounts:

	1978	1979
For subdivision 1.	\$274,656	\$319,596
For subdivision 3.	109,830	127,824
Of this appropriation, \$18,900 for fiscal year 1978 and \$21,920 for fiscal year 1979 are appropriated from the trunk highway fund for emergency medical services activities.		
For subdivision 4.	127,880	150,635

Sec. 7. HEALTH RELATED BOARDS

Subdivision 1. Board of Chiropractic		
Examiners	34,223	34,426
Subd. 2. Board of Dentistry	165,941	166,057
Subd. 3. Board of Medical		
Examiners	277,955	278,886
Subd. 4. Board of Nursing	522,923	524,049
Subd. 5. Board of Examiners for		
Nursing Home Administrators	60,588	60,975
Notwithstanding the provision of section 144A.04, subdivision 5, a nonproprietary retirement home having less than 15 licensed nursing home beds may share the services of a licensed administrator with a nonproprietary nursing home having less than 150 licensed nursing home beds which is located within 25 miles of the retirement home.		
Subd. 6. Board of Optometry	33,808	33,810
Subd. 7. Board of Pharmacy	200,983	201,835
Subd. 8. Board of Podiatry	5,366	5,437
Subd. 9. Board of Psychology	35,727	37,076
Subd. 10. Board of Veterinary		
Medicine	21,404	21,849

Subd. 11. The commissioner of finance shall not permit the allotment, encumbrance, or expenditure of any money appropriated in this section in excess of the anticipated *biennial revenues*.

Subd. 12. 1977 Employee		
Compensation Plan	62,239	71,939

This appropriation shall be added to the subdivisions in this section in the following amounts:

	1978	1979
For subdivision 1.	\$463	\$525
For subdivision 2.	4,881	5,600
For subdivision 3.	11,156	12,913
For subdivision 4.	26,489	30,758
For subdivision 5.	3,671	4,170
For subdivision 6.	1,100	1,250
For subdivision 7.	12,969	15,003
For subdivision 9.	1,510	1,720

Sec. 8. CONTINGENT FOR STATE

INSTITUTIONS 600,000

This appropriation shall be used for emergency purposes and for the purchase of food, clothing, drugs, and fuel for any of the institutions for which an appropriation is made in this act. No expenditure shall be made from this appropriation without the direction of the governor after consultation with the legislative advisory commission.

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

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

The allowance for food may be adjusted annually according to the United States department of labor, bureau of labor statistics publication wholesale price index, upon the approval of the governor. Adjustments shall be based on the June, 1977, wholesale food price index, but the adjustment shall be prorated if the wholesale food price index adjustment would require money in excess of this appropriation.

Sec. 9. WORKERS' COMPENSATION

To be transferred by the commissioner of finance to the department of labor and industry, compensation revolving fund, for fiscal year 1977, in payment of obligations incurred by the following departments in the amounts indicated:

Corrections	\$	267,930
Public Welfare	\$	966,852

Sec. 10. UNEMPLOYMENT COMPENSATION

To the unemployment compensation fund for fiscal year 1977, in reimbursement of unemployment compensation benefits paid for former employees of the following departments:

Corrections	\$	296,985
Correction Ombudsman	\$	3,098
Public Welfare	\$	1,044,934

Sec. 11. RECEIPTS. All funds, sums of money, or other resources provided or to be received, including all receipts, collections, legislative allocations, transfers, and other income and receipts properly belonging to and to be used for financing activities, programs, and other projects other than the institutions now or hereafter under the supervision and jurisdiction of the commissioner of public welfare not otherwise specifically designated as income or credits to other state departments or funds by law, shall be credited to and become a part of the appropriations provided for in section 2, subdivisions 1, 2, and 3.

Sec. 12. PROVISIONS. Money appropriated under this act for the purchase of provisions within the item "current expense" shall be used solely for that purpose. The amounts appropriated for provisions are shown on the worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the offices of the commissioner of finance. Any money so provided and not used for purchase of provisions shall be cancelled into the fund from which appropriated, except that money so provided and not used for the purchase of provisions because of population decreases may be transferred and used for the purchase of medical and hospital supplies after consultation with the legislative advisory commission, whose opinion shall be advisory only.

Sec. 13. TRANSFERS. Subdivision 1. The commissioner of public welfare, the commissioner of corrections, the commissioner of vocational rehabilitation and the commissioner of health shall not transfer any money to or from personnel services, or claims and grants, as shown on the official worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of finance, except for those transfers that have the written approval of the governor, who shall consult with the legislative advisory commission for its recommendations, which shall be advisory only.

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

Subd. 2. The commissioner of public welfare by direction of the governor after consulting with the legislative advisory commission may transfer unobligated appropriation balances and positions between the various subdivisions.

Subd. 3. The commissioner of corrections may transfer appropriations and authorized positions among all subdivisions of section 4 in the best interest of the security and rehabilitation programs and for more efficient utilization of personnel and facilities. Transfers shall be made with the written approval of the governor after consulting with the legislative advisory commission.

Sec. 14. APPROVED COMPLEMENT. Except as otherwise provided, whenever an appropriation made in this act to any institution or agency discloses an approved complement, the institution or agency is limited in the employment of the number of full-time equivalent persons indicated by the approved complement. Part-time and summer student help may be employed with the advance approval of the commissioner of finance and shall not be included in the approved complement. The approved complement does not include employees engaged in repair or construction projects who may be employed only with the advance approval of the commissioner of finance.

Additional employees over the number of the approved complement may be employed on the basis of public necessity or emergency with the written approval of the governor, but the governor shall not approve the additional personnel until he has consulted with the legislative advisory commission. Any requests for increases in the approved complement shall be forwarded to the appropriate committees on finance of the legislature not less than 30 days prior to the legislative advisory commission meeting.

Sec. 15. STAFF HOUSING. The commissioner of corrections shall reduce staff housing as soon as possible.

Sec. 16. FISCAL NOTES. Notwithstanding any other law to the contrary, the departments of health, public welfare, vocational rehabilitation, corrections and the health related boards shall not put into effect any rule, regulation, or standard, which has a fiscal impact in excess of \$100,000 annually without first providing the house appropriations and the senate finance committees with fiscal notes.

Sec. 17. On May 1, 1978, the Hastings state hospital shall be closed. The veterans affairs department may establish a veterans home on that campus upon the approval of the 1978 legislature. The finance committee of the senate and the appropriations committee of the house shall jointly study the feasibility of any other alternative for that campus and report their findings to the legislature on or before January 16, 1978. The commissioner of public welfare shall provide for the transfer of patients and patient records to other hospitals operated by the department of public welfare or provide for alternate care. The commissioner shall, to the extent possible, provide at least 30 days notice of the transfer and allow patients and their parents, spouse or guardian input regarding the institution to which the patient is to be transferred. All affected employees of the Hastings state hospital shall continue employment in the department of public welfare or they may voluntarily accept employment in another state department, with no reduction in salary or other benefits. The commissioner of personnel shall reimburse

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

employees who relocate for all legitimate expenses incurred in relocation.

Notwithstanding any other law an employee who waives his right to transfer to a hospital other than Hastings state hospital or other state employment shall be entitled to severance pay in the amount equal to 5 percent of the employee's base salary or wage, not to exceed \$500, multiplied by the number of years of state service, but in no case shall the total amount exceed \$3,000.

There is available from the general contingent account the sum of \$1,000,000 which may be expended under the provision of Minnesota Statutes, Section 3.30, if an alternative is established for the Hastings campus.

Sec. 18. For the Oak Terrace state nursing home, the commissioner of public welfare shall assist a joint committee of the finance committee of the senate and the appropriations committee of the house to develop in detail a plan for the future use and care of patients. The report shall include, but not be limited to, where patients would be located, how affected employees would be accommodated and maintenance and disposition of the physical plant. The report and their findings shall be submitted to the legislature on or before January 16, 1978.

Sec. 19. **FATHER MILLER MEMORIAL CHAPEL.** Subdivision 1. There is hereby appropriated to the department of corrections the sum of \$63,295.76 as interest earned on and reinstatement of moneys expended from the \$156,624.41 gift to the state from the Reverend Francis J. Miller Memorial Foundation, Inc. for the construction of an interdenominational chapel at the prison at Stillwater for the period April 10, 1972 to December 31, 1976. The commissioner shall deposit this amount directly to the account containing the principal sum.

Subd. 2. The remaining principal plus accrued interest shall, in accordance with section 11.10, subdivision 1, be certified to the state board of investment as money not currently needed; and, notwithstanding the provision of section 11.10, subdivision 3, all interest and profits accruing from the investment shall be credited to and become a part of the principal sum of the investment. Any loss incurred in the principal sum of the investment shall be deducted therefrom.

Sec. 20. **COMPUTER SYSTEM DEVELOPMENT.** In all cases where an appropriation made in this act includes money for computer system development, development shall not proceed beyond PRIDE phase I until the project has been reviewed and approved by the commissioners of administration and finance. All approved projects shall be reported to the chairmen of the house appropriation committee and senate finance committee to receive their recommendation on the project. A recommendation is advisory only. In the case of rejected projects, the commissioner of finance shall cancel the unencumbered balance of the appropriation allotted for development of the project.

Sec. 21. There is appropriated to the department of public welfare the sum of \$300,000 for the biennium ending June 30, 1979, to be expended in Ramsey, Washington and Dakota counties for the cost of care of mentally ill persons who were in-patients of Hastings State Hospital on May 20, 1977, who may be placed in community facilities as a

Changes or additions indicated by underline deletions by strikeout

result of the closing of Hastings state hospital.

Sec. 22. There is appropriated to the department of corrections the sum of \$350,000 for the biennium ending June 30, 1979, for the purpose of supplementing the cost to Hennepin county of operating the Hennepin county adult corrections facility.

Sec. 23. There is appropriated to the department of health the sum of \$100,000 for the biennium ending June 30, 1979 for the purchase of quantities of somatotropin. The department of health shall supply appropriate quantities of somatotropin, without charge, to licensed physicians engaged in bona fide treatment of Minnesota residents with demonstrable physiological growth problems. These quantities shall be determined by the department according to a treatment plan established by the physician for each patient. Physicians supplied with somatotropin by the department shall not charge their patients for the use of that drug. Physicians supplied with somatotropin shall report regularly to the department regarding the effectiveness of the drug.

Sec. 24. There is appropriated to the department of public welfare the sum of \$300,000 for financial assistance to persons or to the parent or guardian of dependent persons suffering from hemophilia who are unable to pay for or obtain third party reimbursement from any private or public source, including chapters 62E and 256B, for the cost of care and treatment. The financial assistance may be used for obtaining blood, blood components, and other efficacious agents for use in hospital, medical and dental facilities, and at home. Assistance provided under this clause shall be subject to periodic review based on evaluation at one of the comprehensive care centers. Financial assistance shall include costs of periodic review and shall be made available on the basis of financial need.

Sec. 25. Notwithstanding any law, the provisions of Minnesota Statutes 1976, Section 256B.44, Subdivision 2, shall not apply to the payment of interest indebtedness finally incurred prior to April 13, 1976, if the interest is otherwise allowable. The documents required by Minnesota Statutes, Section 256B.48, Subdivision 2, Clause (a) shall be provided prior to allowance of this interest. There is appropriated to the commissioner of public welfare the sum of \$300,000 for the purposes of this section. This appropriation shall be prorated if the appropriation is insufficient to fully reimburse all affected parties.

Sec. 26. Minnesota Statutes 1976, Section 144A.61, Subdivision 6, is amended to read:

Subd. 6. **TRAINING PROGRAM.** Each nursing assistant hired to work in a nursing home on or after ~~July~~ January 1, ~~1977~~ 1979, shall have successfully completed an approved nursing assistant training program or shall be enrolled in the first available approved training program which is scheduled to commence within 60 days of the date of the assistant's employment. Approved training programs shall be offered at the location most reasonably accessible to the enrollees in each class.

Sec. 27. *The following sums are appropriated to the health department for fiscal year 1979 to be awarded as grants pursuant to the direction of the statewide health*

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

coordinating council:

- (a) For merit fellowship grants \$1,000,000
- (b) For nonmedical and health services research grants \$300,000
- (c) For health policy studies \$200,000

Not more than one percent of each sum appropriated by clauses (a) to (c) shall be available for reimbursement of agency expenses.

Sec. 28. Minnesota Statutes 1976, Section 261.233, is repealed.

Approved June 8, 1977.

CHAPTER 454—H.F.No.1610

[Coded in Part]

An act relating to the organization and operation of state government; appropriating money for the department of transportation and for other purposes with certain conditions; amending Minnesota Statutes 1976, Sections 16.72, Subdivision 5, and by adding a subdivision; 161.125, Subdivision 1, and by adding a subdivision; 169.86, by adding a subdivision; 174.50, Subdivision 7; 219.40; 299D.03, Subdivision 5; 473.121, Subdivisions 18, 19, 20, and by adding a subdivision; 473.402; 473.405, Subdivisions 1 and 2; 473.411, Subdivisions 1 and 3; 473.413, Subdivision 8; 473.415; 473.445, Subdivision 1; 473.446, Subdivision 1; and 473.141, Subdivision 4; and Chapters 174 and 473, by adding sections; repealing Minnesota Statutes 1976, Sections 161.125, Subdivision 2; 161.50; 174.06, Subdivision 4; 219.401; 473.121, Subdivision 17; 473.411, Subdivision 2; 473.421; 473.422; 473.423; 473.424; 473.425; 473.437; 473.443; 473.445, Subdivision 2; 473.446, Subdivisions 4 and 5; 473.447; and Laws 1974, Chapter 534, as amended.

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

Section 1. STATE GOVERNMENT; TRANSPORTATION; APPROPRIATIONS. The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the trunk highway fund, or any other fund designated, to the commissioner of transportation for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1977", "1978", and "1979", wherever used in this act, mean that the appropriation or appropriations listed thereunder are available for the year ending June 30, 1977, June 30, 1978, or June 30, 1979, respectively.

APPROPRIATIONS	
Available for the year	
Ending June 30,	
1978	1979
\$	\$

Sec. 2. PERSONNEL POLICY

The commissioner of transportation shall control employment of full-time employees to not exceed 4,871 during fiscal 1978 and 4,837 during fiscal 1979. None of the restrictions

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