

CHAPTER 540 — H.F.No. 2238

An act relating to natural resources; authorizing the commissioner of natural resources to sell certain lands in Koochiching County; appropriating money.

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

Section 1. CONVEYANCE OF STATE LAND; KOOCHICHING COUNTY.

Subdivision 1. The state is the owner of Government Lot Seven, Section Twenty-five, Township Seventy-one North, Range Twenty-three West, in Koochiching County.

Subd. 2. A cabin was inadvertently built on this state property in 1958 and has been owned, occupied, and improved since it was built.

Subd. 3. Notwithstanding the provisions of Minnesota Statutes, section 92.45, to the contrary, the commissioner of natural resources may offer for sale and sell, in the manner provided for the sale of other trust fund lands, the following described land, except that the value of the improvements on the land shall be appraised separately. If, at the sale of the land Rohl Peterson is the purchaser, he shall not be required to pay for the improvements upon furnishing an affidavit showing that the improvements were paid by him. The land which the commissioner may offer for sale and sell is described as: That part of Government Lot 7 of Section 25, Township 71 North, Range 23 West, Koochiching County, Minnesota, described as follows:

Commencing at the southwest corner of Lot 1, LAKEVIEW, according to the plat thereof as surveyed by R.E. Martin, said plat being on file and of record in the office of the County Recorder, Koochiching County, Minnesota; thence on an assumed bearing of North 75 degrees 39' 24" East, 62.01 feet along the southerly line of said Lot 1 to the west line of said Government Lot 7 and the point of beginning; thence North 75 degrees 39' 24" East, 38.80 feet;

thence North 00 degrees 39' 24" East, 302 feet, more or less, to the water's edge of Rainy Lake; thence southwesterly 45 feet, more or less, along said water's edge to the west line of said Government Lot 7; thence South 00 degrees 44' 31" East, 298 feet, more or less, along said west line to the point of beginning.

Including all riparian rights to the contained 0.3 acres, more or less.

Subd. 4. If a person other than Rohl Peterson purchases the land, the purchaser shall pay in cash to the state at the time of sale, in addition to all other

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required payments, the full amount for which the improvements are appraised. The amount so received by the state for the improvements shall be paid over by the state treasurer, with the approval of the commissioner of finance, to Rohl Peterson or his successor in interest as compensation therefor, and the moneys required for the payment are appropriated for this purpose.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following its final enactment.

Approved April 25, 1984

CHAPTER 541 — H.F.No. 2247

An act relating to public health; exempting increases of less than five swing beds from certificate of need review; amending Minnesota Statutes 1982, section 145.833, subdivision 5.

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

Section 1. Minnesota Statutes 1982, section 145.833, subdivision 5, is amended to read:

Subd. 5. "Construction or modification" means:

(a) Any erection, building, alteration, reconstruction, modernization, improvement, extension, lease or other acquisition, or any purchase, lease or other acquisition of diagnostic or therapeutic equipment, by or on behalf of a health care facility which:

(1) Requires, or would require if purchased, a total capital expenditure, under generally accepted accounting principles, in excess of \$600,000; or

(2) Changes the bed capacity of a health care facility in a manner which increases the total number of beds, or distributes beds among various categories, or relocates beds from one physical facility or site to another, by more than ten beds or more than ten percent of the licensed bed capacity, whichever is less, or in the case of medicare certified swing beds, by more than four beds, over a two year period;

(b) The establishment of a new health care facility or any predevelopment activity by or on behalf of a health care facility which may result in a proposal reviewable according to sections 145.832 to 145.845;

(c) Any establishment of a new institutional health service, excluding home health services, by a health care facility which is to be offered in or through a health care facility and which was not offered on a regular basis in or through

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