

CHAPTER 868—H. F. No. 2626

[Not Coded]

An act relating to the organization and operations of state government; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, and liaison and facilities commission for higher education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; imposing conditions relative to the expenditure of public moneys, and providing for certain temporary borrowing.

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

Section 1. **Education; appropriations.** Except as herein otherwise provided, the sums hereinafter set forth in the columns designated "Appropriations", or so much thereof as may be necessary, are hereby appropriated out of the general revenue fund in the state treasury or any other fund herein designated for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1967", "1968", and "1969" wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1967, 1968, and 1969 respectively.

APPROPRIATIONS		
Available for the Year		
Ending June 30		
	1968	1969
\$		\$

Sec. 2. DEPARTMENT OF EDUCATION

Subdivision 1. Salaries	1,290,500	1,309,460
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Approved Complement—178

The appointment of the commissioner of education shall be made with the advice and consent of the senate.

This appropriation includes \$60,000 in each fiscal year to be used by the state board of education to hire consultants on a contractual basis to assist in formulating curriculum guidance materials, including curriculum development for the gifted child. On or before December 1, 1968, the state board of education shall submit a report to the House Appropriations Committee and Senate Finance Committee detailing the use of these funds and progress made on curriculum development.

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Subd. 2. Supplies and Expense 178,000 151,000

Provided that notwithstanding the provisions of *Minnesota Statutes 121.26, to the contrary, the fee for registering with the teachers employment bureau shall not be less than \$6.*

The amounts provided in subdivisions 1 and 2 include necessary funds for the state's share of costs for administering the Manpower Development and Training program and Veterans-on-the-job Training program.

Subd. 3. Vocational Training of Disabled Persons, including the Homecrafters Program and the Rehabilitation of Epileptic Persons 1,032,910 1,379,250

Of the amount of state funds appropriated by subd. 3, no additional employees shall be granted beyond the approved roster of 148.

Subd. 4. Long Term Sheltered Workshop 60,000

Provided that \$20,000 is for the establishment of two additional long term sheltered workshops to be located in areas designated by the state board of education.

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

Subd. 5. Scholarships for Indian Students 35,000 40,000

Subd. 6. Community Lunch Program 500,000 500,000

Of the amount provided by this subdivision, so much thereof as is necessary shall be used for the type "C" milk program to be distributed under standards established by the state board of education.

Subd. 7. Aid to Public Libraries 475,000 400,000

Provided that not more than \$20,000 of the appropriation each year may be expended for administration and for providing direct library service. The balance shall be used as financial assistance to public libraries as defined herein.

A public library is a public library serving 20,000 or more persons or serving less than 20,000 persons with the approval of the commissioner of education and receiving annually from public funds financial support of at least one mill on the assessed valuation of the taxable property in the area served by the library.

Applications for financial assistance shall contain such information as the department requires including descriptions of areas served by the applicant and

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the number and distribution of persons residing therein; the local plan of the applicant for promoting library service in the areas it serves and an estimate of the financial assistance to put such plan in effect, and a statement of the ability of local government within the area served by the applicant to finance operations out of public funds raised by local taxes. Financial assistance shall be granted to an eligible applicant proposing an economical and practical plan for the promotion of library service in the area in such amount and subject to such conditions as the department determines after considering the information contained in the application for assistance and the total amount of state and federal funds available for the promotion of library service in the state.

In connection with this appropriation the department shall submit to the United States commissioner of education a plan for the extension of public library service and the construction of public library facilities pursuant to the Library Services Act, Public Law No. 597, 84th Congress, 2nd Session (June 19, 1956), as amended, and shall adopt rules and regulations for the administration of the plan. Provided that no state funds shall be used for construction of library facilities.

Provided that \$75,000 of this appropriation for the fiscal year beginning July 1, 1967, is for matching funds for a program of inter-library cooperation as authorized under Title III of the Library Services and Construction Act, Public Law 89-511. Any unexpended balance of this portion of the appropriation remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 8. Experimental Laboratory Program . . . 75,000 50,000

The laboratory program, known as the Minnesota National Laboratory, may be conducted in cooperation with educational agencies of the several states and the federal government, so that the programs may be applied to schools both within and without the state.

Personnel may be engaged on a contract basis or may be employed from registers in the classified civil service.

The department may accept gifts from public or private sources to finance the Minnesota National Laboratory in whole or in part. Moneys so accepted are appropriated to the department for the purposes for which received.

The program for which this appropriation is made is deemed by the legislature to be experimental and

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not to be renewed in succeeding years unless justified by developments in this biennium.

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

Provided that the amounts appropriated in sec. 2, except subd. 4 and subd. 7, shall be paid from the income tax school fund.

Sec. 3. STATE COLLEGE BOARD

Subdivision 1. Maintenance and Equipment ... 18,422,000 21,178,000

The above appropriation is for maintenance and equipment, including summer session and library, of the state college board and Bemidji State College, Mankato State College, Moorhead State College, St. Cloud State College, and Winona State College.

Provided that of the above appropriation \$165,000 the first year and \$175,000 the second year is available for salaries for the six state college presidents and the chancellor. The commissioner of administration shall certify to the state auditor the salary of the president of Southwest State College as set by the state college board. The state auditor upon receipt of the certified amount shall transfer said amount from this appropriation to the appropriation made to Southwest State College.

This appropriation includes the following amounts for out of state travel by faculty members:

1968—\$30,300

1969—\$41,600

This appropriation includes \$10,000 each year for recruitment of faculty. Candidates for twelve month administrative positions in the state college board central office or in a state college and academic positions who have been invited by the state college board for interview may be reimbursed for travel and subsistence expenses in the same manner and in the same amounts as state officers and employees are reimbursed.

There is provided for salary increases for unclassified employees of the state college board an amount calculated at 10 percent of salaries for fiscal year 1968, and at 8 percent of salaries for fiscal year 1969. Not more than 75 percent of the moneys available for salary increases shall be given as across-the-board increases. Special salary adjustments shall only be made in accordance with standards and criteria established by the state college board.

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The following minimum salaries are established for the unclassified positions employed on a nine month basis in all state colleges:

- Group I \$11,000
- Group II 9,500
- Group III 8,000
- Group IV 6,500
- Group V 5,000

Groups I and V, inclusive, referred to above, mean the groups of unclassified positions as established by state college board rules and regulations.

The salary of each unclassified employee, except one who is employed on a twelve month basis, who is employed during a summer session of a state college, shall be fixed on the basis of one-sixth of the nine month salary, provided that no such employee shall receive more than \$1,650 for a summer session. Graduate teaching assistants beyond the number provided for in this appropriation may be paid from salary savings resulting from vacant academic staff positions.

Subd. 2. Southwest State College 1,747,246 1,578,232

This appropriation includes the following amounts for out of state travel by faculty members:

- 1968—\$ 740
- 1969—\$1,700

This appropriation includes \$2,000 each year for recruitment of faculty. Candidates for twelve month administrative positions and academic positions who have been invited by the state college board for interview may be reimbursed for travel and subsistence expenses in the same manner and in the same amounts as state officers and employees are reimbursed.

Subd. 3. Special Education Demonstration and Training Program—St. Cloud 35,000 35,000

Subd. 4. Teachers Training Program in Special Education for Handicapped Children—Mankato State College 35,000 35,000

Subd. 5. Teachers Training Program in Special Education for Handicapped Children—Moorhead State College 35,000 35,000

Subd. 6. Nurses Training Program—Winona State College 50,000 50,000

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Subd. 7. State College Board Contingent 400,000

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

In event the enrollment of full-time equivalent students enrolled in on and off campus courses at any college during the regular school years exceeds 97 percent of the biennial budget estimates submitted to the 1967 legislature, it is the intent of the legislature to provide additional teaching positions at a ratio of one unclassified teaching position to each 19.5 additional full-time equivalent undergraduate students in excess of the biennial budget enrollment estimates for the 1967-68 school year and a ratio of one unclassified teaching position to each 19 additional full-time equivalent undergraduate students in excess of the biennial budget enrollment estimates for the 1968-69 school year. For the purposes of this computation, 15 credit hours per quarter is considered a full-time undergraduate student.

Not to exceed \$200,000 of this appropriation may be used for purposes other than enrollment increases.

The above appropriation to be expended with the approval of the governor after consultation with the legislative advisory committee as provided by Minnesota Statutes, Section 3.30.

All receipts of every kind, nature and description, including student's tuition and fees, all federal receipts, aids, contributions and reimbursements in all the state colleges, except those receipts attributable to the dormitory functions which shall be handled pursuant to authority under Minnesota Statutes, Sections 136.31 to 136.38 are hereby appropriated to the state college board, but are subject to budgetary control to be exercised by the commissioner of administration.

Further exempt are those receipts attributable to the college activity funds and which are not subject to budgetary control as exercised by the commissioner of administration. Also further exempt are those receipts attributable to grants for special projects, institutes, and similar activities related to educational endeavors and which shall be handled pursuant to authority under Minnesota Statutes, Sections 136.143 and 136.144 and which are not subject to budgetary control as exercised by the commissioner of administration. A biennial report shall be submitted to the 1969 legislature concerning the use of such funds.

The appropriations to the state college board are

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conditioned upon compliance with the following:

The state college board shall charge tuition of students attending any state college at not less than the following schedule:

On Campus Tuition Rates:

Regular School Year—Resident	\$ 5.00 per credit hour
Regular School Year and Summer Session—Non-resident	8.00 per credit hour
Summer Session—Resident	6.50 per credit hour
Regular School Year and Summer Session—Graduate—Resident	7.00 per credit hour
Regular School Year and Summer Session—Graduate—Non-resident	10.00 per credit hour

Off Campus Tuition Rates:

All Students—Resident or Non-resident	10.00 per credit hour
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Minnesota Statutes, Section 136.11, is superceded to the extent it is inconsistent with the foregoing schedule, but nothing herein contained shall be construed to prevent the state college board from increasing the maximum tuition of students attending any of the above state colleges if deemed advisable, over the amount provided for tuition in the foregoing schedule.

The state college board may waive tuition on certain institutes, courses or projects when the sponsor pays all costs.

Placement Service Registration Fee \$6.

Provided that the above fee shall be charged to each student or graduate upon registration with the college placement service.

Subd. 8. National Defense Student Loan Program	252,111	299,556
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium. No portion of the appropriation shall be used to defray obligations incurred prior to July 1, 1967.

Subd. 9. General Research	10,000	15,000
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None of this appropriation shall be allotted or encumbered until a research project has been approved by the state college board and matching funds have been received.

On or before December 1, 1968, the state college board shall submit to the House Appropriations

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Committee and Senate Finance Committee a written report of the results and status of all research work conducted from this appropriation.

Subd. 10. Supplemental Retirement	375,000	450,000
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For budgetary purposes it is estimated that \$77,000 of the appropriation for the first year and \$113,000 of the appropriation for the second year is for matching the payroll deductions of employees of the state junior college board.

This appropriation is to be used as the state's share of money to match the payroll deductions authorized for the supplemental retirement plan as otherwise provided by law.

Sec. 4. STATE UNIVERSITY, UNIVERSITY FARM SCHOOL, EXPERIMENT SCHOOL AND STATIONS, AND BRANCHES

Subdivision 1. For Maintenance and Improvements	51,801,025	59,092,520
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This appropriation includes \$3,054,318 the first year and \$3,432,867 the second year for salary adjustments for promotion and special merit increases for the faculty.

The board of regents of the university may use any money not specifically appropriated for other purposes for acquiring land by purchase or condemnation. In case it is desired to use the fund for the acquisition of land, the power of eminent domain may be exercised in accordance with Minnesota Statutes, Chapter 117.

The university of Minnesota may establish and conduct a school for the instruction of persons in law enforcement and the governing body of any political subdivision of this state may authorize the attendance upon such school of any law enforcement officer under its jurisdiction and may provide for the payment of the expenses of such person while in attendance at such school from the general funds of such political subdivision. To each person satisfactorily completing the prescribed course of instruction in the school as established shall be issued a certificate of graduation or diploma stating that the holder has graduated therefrom.

The university of Minnesota may establish a program of college level education in law enforcement and police science. If established, such program shall include appropriate courses for persons in law enforcement and also for students preparing for careers in law enforcement and police science.

Provided that out of the appropriation herein pro-

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vided there shall be furnished without cost to the state department of health, maintenance and custodial care for the state board of health psychology building on the main campus of the university.

Provided that of the amounts appropriated above, \$34,130 for the year ending June 30, 1968, and \$35,318 for the year ending June 30, 1969, is for ore estimates to be furnished by the school of mines at the university of Minnesota for the department of taxation.

This appropriation includes \$10,000 each year for the rural nursing coordinator program.

Provided that these appropriations for maintenance and improvements are made from revenues accruing to the university from:

- (1) the investments of the permanent university fund; and
- (2) the occupation tax on iron ore.

If such revenues are insufficient, the remainder of such appropriations are advanced and appropriated from any moneys in the state treasury credited to the general revenue fund. The income derived from the investment of the permanent university fund is hereby appropriated to the board of regents pursuant to Laws 1963, Chapter 567, Section 2.

The state auditor shall cause these appropriations to be paid to the university monthly on the first day of each month of each fiscal year beginning July 1, 1967. For the purposes of these appropriations it is estimated that the income to be derived from investment of the permanent university fund will not exceed \$1,738,608 for the first year and \$1,772,946 for the second year. If at the end of any fiscal year there are unexpended revenues accruing to the university from the occupation tax on iron ore, the general revenue fund shall be reimbursed therefrom to the extent that payments have been made from the general revenue fund during such fiscal year pursuant to these appropriations. The board of regents shall certify to the state auditor at the end of each quarter the amounts of earnings derived from the investment of the permanent university fund and if the income derived from the investment of the permanent university fund during any fiscal year exceeds the amounts herein stated, the amounts payable from the general revenue fund shall be reduced accordingly.

For budgetary purposes it is estimated that the foregoing appropriation from the general revenue fund will not exceed the sum of \$48,612,417 the first year and \$56,019,574 the second year.

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For the purposes of paying the amounts due for basic life insurance and basic health benefits coverage for eligible university employees, which amounts are provided by Minnesota Statutes, Section 43.50 as amended, the board of regents, on or about the first of each month for each fiscal year beginning July 1, 1967, but including the period of the prior fiscal year as authorized shall certify such information to the commissioner of administration as the commissioner may require, including information as to the total number of employees receiving the basic life insurance and basic health benefits coverage and the total premium cost to the university and recoveries, either directly or indirectly through overhead reimbursement, from all other funds than *legislative appropriations*. The state treasury will reimburse the university only for the net costs, that is, total premium costs less the recoveries effected from all other funds. The commissioner of administration shall make such examination of the information certified as he deems necessary and he shall notify the state auditor of the amount of the appropriation to be paid monthly to the university. The amount of appropriation required by the university to pay the premium amounts herein provided for the month of June shall be estimated and certified to the state auditor on or before the 25th of the month and shall be paid to the university by the state auditor on or before June 30. The adjustment to the actual June costs shall be included in the subsequent July certification.

On October 1, 1968 and 1969 the president of the university of Minnesota shall furnish the commissioner of administration the following information:

- (1) the total amount of receipts during the fiscal year 1968 from all sources in excess of \$27,005,006 and during the fiscal year 1969 from all sources in excess of \$28,456,446;
- (2) the sources of said receipts; and
- (3) the purposes for which any excess receipts were expended and accounts to which transferred.

The regents of the university of Minnesota shall study all aspects of the future status of the Southern school of agriculture. The study shall include, but not be limited to, the feasibility of phasing out high school level courses of study and the need for and desirability of the development of a two year technical agricultural college. The study shall be coordinated with the study and planning efforts

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of the state junior college board and the liaison and facilities commission for higher education. The regents shall report their findings, conclusions, and recommendations to the appropriate standing committees of the legislature by March 1, 1968. If the regents recommend changes or additions to the physical facilities of the school, these recommendations shall be reported to the legislative building commission in sufficient time to allow that commission to consider these recommendations before making its report to the 1969 session of the legislature. Nothing in this direction shall be deemed to be authority to change the programs of instruction at the Southern school of agriculture.

The regents of the university of Minnesota shall conduct a study of family practice and submit a written report to the House Appropriations and Senate Finance Committees by September 15, 1968.

The appropriation provided in this subdivision includes funds for the payment of special assessments—St. Paul and Duluth, in accordance with Minnesota Statutes, Section 435.19.

Subd. 2. For the Support of the University of Minnesota Technical Institute—Crookston	455,000	500,000
Subd. 3. National Defense Student Loan Program	217,500	217,500

Sec. 5. FOR CARE OF INDIGENT COUNTY PATIENTS TO BE RENDERED BY THE UNIVERSITY OF MINNESOTA HOSPITALS, INCLUDING THE HEART HOSPITAL, UNDER LAWS 1921, CHAPTER 411, SECTION 7, AS AMENDED.

Subdivision 1. For State's Share of Expenses of County Indigent Patients	2,155,500	2,137,200
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Subdivision 1 shall include and cover the amounts which may become due to the university of Minnesota from the state during the fiscal years covered by said subdivision under the provisions of General Laws 1921, Chapter 411, as amended by General Laws 1927, Chapter 431.

There is further appropriated to the university of Minnesota the following sums, or so much thereof as may be necessary, for the purpose of reimbursing the said university for the sum due from counties during said fiscal years under the provisions of said acts payments to be made quarterly out of said appropriation, as shown by certificates filed with the state auditor pursuant to the provisions of said act

	2,155,500	2,137,200
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The state auditor is authorized and directed to pay the university out of sums collected from counties under the provisions of Laws 1927, Chapter 431, during the fiscal years ending June 30, 1968, and

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June 30, 1969, respectively, an amount sufficient to reimburse said university in full for the amount due it from counties during said fiscal years, as shown by certificates filed with the state auditor, and a sum sufficient to make such payments is hereby appropriated.

Sec. 6. FOR THE PSYCHOPATHIC DEPARTMENT OF UNIVERSITY OF MINNESOTA HOSPITALS	1,004,100	1,036,500
Sec. 7. FOR THE CHILD PSYCHIATRIC DEPARTMENT OF THE UNIVERSITY OF MINNESOTA HOSPITALS	381,500	398,300
Sec. 8. MULTIPLE SCLEROSIS AND OTHER SPECIAL NEUROLOGICAL PROBLEMS—UNIVERSITY OF MINNESOTA HOSPITALS	133,900	144,400
Sec. 9. REHABILITATION CENTER UNIVERSITY OF MINNESOTA HOSPITALS	989,700	1,020,000

Fees for service furnished to counties and individuals under this item shall be sought to augment the sum hereby appropriated, which said fees are hereby reappropriated to said university hospital.

Sec. 10. FOR VARIOUS EXPERIMENTS AND INVESTIGATIONS TO BE CARRIED ON UNDER THE DIRECT SUPERVISION OF THE UNIVERSITY OF MINNESOTA

Provided that the board of regents shall submit a written report to the 1969 legislature of the results and status of all research work conducted from all appropriations made in this section.

Subdivision 1. Business and Natural Resources

(a) 1. For general experiments in the beneficiation of manganiferous and low grade ores, and for experiments in the direct process beneficiation of low grade ores.	91,300	95,300
2. For experiments in the beneficiation of manganiferous and low grade ores and for experiments in the direct process beneficiation of low grade ores with special emphasis on ores of the Cuyuna Range.	113,000	116,700
3. For experiments in the beneficiation of industrial minerals and non-ferrous deposits	54,700	56,500

The amounts in items (a) 1 and 2 will be available upon condition that the scope and nature of the experiment are defined by the agreement of the commissioner of iron range resources and rehabilitation commission and the regents of the university

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(the commissioner being now directed to enter negotiations to the end of such determination) and that progress in this research will be reported to said commission and to the legislature as requested. The amounts provided in item (a) 1 are appropriated from the iron range resources and rehabilitation fund. Of the amounts appropriated in item (a) 2, \$58,700 the first year and \$54,700 the second year are from the iron range resources and rehabilitation fund.

(b) Bureau of Business Research (formerly designated as Business and Economic Research) . . .	41,700	43,200
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The regents of the university of Minnesota are urged to solicit industry to contribute an amount equal to the above appropriation.

(c) Industrial Relations Education Program . . .	75,000	80,000
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Subd. 2. Medical and Sociological

(a) For Medical and Cancer Research	140,000	140,000
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(b) For Institute of Child Development	59,200	63,500
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Provided that from the amounts appropriated research shall be conducted in problems relating to children and school curricula.

(c) Psychiatric Research	126,000	132,500
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Subd. 3. Miscellaneous Research

(a) General Research	140,000	140,000
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(b) Minnesota Institute of Research	44,000	44,000
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(c) Special Education, Training and Research Program	90,000	100,000
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Subd. 4. Agricultural Research and Extension

(a) Tuition and transportation aid for students of state agricultural schools as provided by Minnesota Statutes, Section 124.23	34,400	29,400
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These amounts are appropriated from the income tax school fund.

(b) Veterinary Diagnostic Laboratory (formerly designated as Livestock Sanitary Board Laboratory)	130,000	142,500
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(c) To Livestock Sanitary Board	56,500	56,500
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The appropriation herein made is to operate field laboratories for the testing of poultry, including turkeys, for pullorum and other diseases.

The board may contract with the regents of the uni-

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versity of Minnesota for the operation of the field laboratories upon mutually agreeable terms.

No fees shall be collected for field laboratory tests.

(d) Agricultural Research

Rosemount	169,700	174,800
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(e) General Agricultural Research	1,070,000	1,120,000
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Provided that from this appropriation the board of regents shall conduct, in addition to present research, forestry research including legume and grass seed research, disease and insect research, new product research, hardwood timber species research and research relating to oats and wild rice.

The regents of the university are urged to solicit industries interested in breeding and testing farm crops, dairy manufacturing, mastitis control, brucellosis research, honey bee research, turkey disease research, swine disease research, and research in artificial insemination of cattle, to contribute an amount equal to the amount of the above appropriation spent upon any one of the research items in this paragraph described.

This appropriation includes \$20,000 each year for an economic study of the Lake of the Woods and Rainy Lake areas.

(f) Soybean Research	117,500	122,500
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The foregoing appropriation shall be used for the purpose of soybean research of varieties adaptable to the various growing conditions in Minnesota, including a high protein, hard shell and low oil content bean, and an early maturing variety.

(g) General Agricultural Extension	1,614,000	1,732,000
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Item (g) includes the items of agricultural extension work, county agricultural agents, home demonstration and 4-H club work, and soil conservation. Any salary increases granted to personnel provided for by this section by the university shall not result in a reduction of the county portion of the salary payments.

Of the amount appropriated for fiscal 1968, the sum of \$30,000 shall be used for special merit increases for county home agents and county agricultural agents. These special merit increases shall be in addition to other salary increases.

This appropriation includes \$15,000 each year to fund two one-half time potato and sugar beet extension specialist positions in the Red River Valley, provided an equal amount is provided by the State of North Dakota.

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This appropriation includes, not to exceed \$90,000 the first year and \$60,000 the second year for program expansion in 4-H and youth development. In addition, not to exceed \$100,000 each year is for expansion of the agriculture, horticulture and forestry program, limited to the following areas: materials handling, agronomy, livestock, commercial fruit-vegetables, plant disease, and soil technology.

The board of regents shall submit a written report on or before December 1, 1968, to the House Appropriations Committee and Senate Finance Committee of the results and status of all program expansion provided in this appropriation.

(h) Geological Survey	80,000	80,000
(i) Potato Processing Research Laboratory	25,300	25,400

This appropriation is to be expended for the same purpose for which funds were appropriated by Laws 1963, Chapter 837, Section 10, Subdivision 4, Item 1.

(j) Forest Research Center—Cloquet	50,000	50,000
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For research on the effect of mechanized logging in northern Minnesota.

(k) Coordinated Extension and Continuing Education Programs—Pilot Project	45,000	75,000
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On or before December 1, 1968, the board of regents shall submit a written report to the House Appropriations Committee and Senate Finance Committee detailing the status and results of the pilot project.

(l) Study of Training for Careers in Fire Prevention and Fire Protection	10,000	
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This appropriation is for a study of the subject of college level training for careers in fire prevention and fire protection. The study shall include but not be limited to the need for college level, preservice training in such fields, the education offered throughout the United States in this area, and the experience with such courses. If it is determined that any need exists in this state, recommendations shall be made on the kind and amount of education that should be provided and the institution or kinds of institutions that might most appropriately provide it. The director of the study shall be a person with competence in the technical field of fire prevention and fire protection or in education. An advisory committee shall be appointed, the members of which shall serve without compensation. The committee

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shall advise the director on the study and in the development of recommendations.

(m) Control of Hypercholesterolemia 12,000 13,000

This appropriation is to be expended under the direction of Dr. Richard L. Varco, professor in the college of medical sciences.

From the appropriation made to the university of Minnesota by this act and from other sources all non-academic employees shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service.

Sec. 11. MINNESOTA BOARD OF NURSING

Subdivision 1. For Nursing Scholarships 125,000 125,000

Sec. 12. Subdivision 1.

AIDS TO SCHOOLS 218,845,865 236,886,752

Should the appropriation for either year of the biennium be insufficient to pay all special state aids provided in this section, then the appropriation for the other year of such biennium is available therefor.

This appropriation may be used to pay aids authorized by Laws 1965, Chapter 809, Section 12, for the fiscal year beginning July 1, 1966, but no payments thereof shall be made until July 1, 1967.

Subd. 2. Except for foundation program aid, the appropriations for other aids in section 12 for the fiscal years 1968 and 1969 shall be distributed as provided by law. Notwithstanding the provisions of the education code, the provisions of the laws relating to income and excise taxes and the disposition thereof, or any other law to the contrary, the appropriations in this section for the fiscal years 1968 and 1969 for foundation program aid shall be distributed pursuant to Minnesota Statutes 124.211.

The amounts appropriated by this section are to be paid from the elementary and secondary schools' share of funds derived from the occupation tax on iron ore to the extent available and the remainder from the income tax school fund.

1968 1969
Sec. 13. AIDS TO SCHOOLS—ADDITIONAL \$1,000,000 \$ 750,000

This appropriation is to be expended pursuant to Laws 1965, Chapter 719, as amended.

Upon qualification, in the first year not more than \$277,524 shall be paid to Independent District 696, Ely, and not more than \$55,724 shall be paid to Independent District 708, Tower-Soudan. If the

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balance is insufficient, the aids shall be prorated to the other qualifying districts. If the appropriation in the second year is insufficient, the aids shall be prorated among all qualifying districts. This appropriation is made from the income tax school fund.

Sec. 14. MINNESOTA LIAISON AND FACILITIES COMMISSION FOR HIGHER EDUCATION

Subdivision 1. Salaries and Expenses 195,000 150,000

This appropriation includes funds for the administration of the state scholarship, student loan and inter-institutional educational television programs.

This appropriation contemplates a student aid program at a biennial cost to the state of \$1,000,000 but the program is experimental and the state's policy remains tentative. The commission is therefore directed to report to the 66th session of the Legislature in January, 1969, its experience with this appropriation and its recommendation for future state policy.

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

Subd. 2. State Scholarships 250,000

Subd. 3. Inter-institutional Educational Television 350,000

This appropriation provides for further experimentation and pilot programs in inter-institutional educational television. Two experimental regional television production centers and seven experimental classroom television production units are to be located at state-supported institutions of higher education as determined by the commission. One of the regional television production centers shall be located at a state college.

The commission, in cooperation with the state junior college system, the state college system, the university of Minnesota, and the Minnesota private colleges, shall be responsible for coordination and management of the inter-institutional television program.

The commission shall submit a written progress report on or before December 1, 1968, to the appropriate standing committees of the House and Senate. The report shall include recommendations as to the future of the program.

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

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Sec. 15. SCHOOL AID—COUNTIES A/C NON-TAX AREAS

Subdivision 1. There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of \$19,000 payable July 1, 1967, and \$19,000 payable July 1, 1968, to each county now or hereafter having not less than 50 nor more than 55 whole or fractional congressional townships in which 45 percent or more of the area therein is within a federal or state forest area.

Subd. 2. There is further hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of \$29,000 payable July 1, 1967, and \$29,000 payable July 1, 1968, to each county now or hereafter having not less than 60 or more than 65 whole or fractional congressional townships, and in which 85 percent or more of the area therein is within a federal or state forest area.

Subd. 3. The money appropriated in subdivision 1 and subdivision 2 shall be paid to the county treasurer by the state treasurer to be placed in such county funds as the county board may direct and the other half to be paid by the county treasurer to the various school districts of the respective counties as follows:

- (1) One-half thereof in the proportion that the federal or state lands within each district bear to the total area of federal and state lands within such county.
- (2) The other one-half in the proportion that the average school attendance within each district bears to the total average school attendance of such county for the year last preceding such payment.

Subd. 4. The money appropriated by this section is not to be deducted from other forms of state aid to such counties and the school districts therein, but is in addition thereto.

Sec. 16. FOR GROSS EARNINGS AID AS PROVIDED BY MINNESOTA STATUTES, SECTION 124.28	1,520,000	1,560,000
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Sec. 17. EXEMPT LAND SPECIAL SCHOOL AID, PURSUANT TO MINNESOTA STATUTES, SECTION 124.30	375,000	375,000
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Provided that none of the moneys appropriated by this section shall be used for payment of aids to common school districts.

Sec. 18. FOR AID TO CERTAIN SCHOOL DISTRICTS AS PROVIDED BY MINNESOTA STATUTES, SECTION 360.133	120,000	120,000
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The amounts appropriated by sections 16, 17, and 18 are to be paid from the income tax school fund.

Sec. 19. STATE JUNIOR COLLEGE BOARD

Subdivision 1. Maintenance and Equipment .. 6,946,686 7,639,925

The above appropriation is for maintenance and equipment of the state junior college board and the state junior colleges.

This appropriation includes the following amounts for travel by faculty members:

1968—\$ 9,000

1969—\$16,000

Of the appropriation for fiscal year 1968, \$150,000 shall be used to purchase technical equipment. Any balance remaining on June 30, 1968, of this portion of the appropriation shall not cancel but be available for the following year.

The board shall establish a salary schedule for all unclassified employees.

This appropriation includes an amount calculated at 10 percent for 1968 and 6 percent for 1969 of unclassified employees salaries for salary adjustments. The funds for salary adjustments shall be expended in accordance with the salary schedule adopted by the board.

The board shall set the salary of the executive director in an amount not to exceed the salary set by the state college board for the chancellor of the state college system.

All receipts of every kind, nature and description, including student tuition and fees, all federal receipts, aids, contributions and reimbursements in all the state junior colleges are hereby reappropriated to the state junior college board, but are subject to budgetary control to be exercised by the commissioner of administration.

The appropriations to the state junior college board are conditioned upon compliance with the same student tuition rates as otherwise enumerated for the state college board in this act.

The state junior college board is authorized to establish activity funds, except for dormitory purposes, and imprest cash funds, to waive tuition charges and to act as agent and accept the benefits of public law 88-452, known as the economic opportunity act of 1964, as amended, and public law 85-864, known as the national defense education act

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of 1958, as amended, to the same extent and subject to the same conditions as such authority is vested in the state college board. Minnesota Statutes 136.045, 136.142, 136.143, 136.144, 136.22, and 352.01, Subdivision 2a (6) also apply to the state junior college board and the state junior colleges in the same manner as to the state college board and the state colleges.

Subd. 2. National Defense Student Loan Program	18,450	20,050
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 3. State Junior College Board Contingent ..	200,000
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To supplement the appropriation made by subdivision 1.

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

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory committee, as provided by Minnesota Statutes, Section 3.30.

Subd. 4. (a) In addition to the state junior colleges authorized in Minnesota Statutes, Section 136.601, one additional state junior college is hereby established under the management, jurisdiction, and control of the state junior college board.

Notwithstanding the provisions of Minnesota Statutes, Section 136.601, Subdivision 2, the state junior college herein established shall be located at Minneapolis.

(b) The board is authorized to lease facilities for a Minneapolis location. If the lease agreement is with the Board of Trustees of Northwestern College, such lease shall be for no less than two years duration with options to buy said facilities or to renew the lease for an additional two years or such additional time as is needed for the state junior college board to find other quarters. Such lease shall contain a provision whereby that part of the payment which is not attributable to operating costs shall apply toward the purchase price.

(c) The board shall conduct a study to determine the permanent location of the junior college at Minneapolis. A written report of the findings of this study shall be submitted to the appropriate standing committees of the House and Senate on or before December 1, 1968.

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(d) The funds necessary to carry out the provisions of this subdivision are included in the appropriation made in subdivision 1.

Sec. 20. EMPLOYEES 1967

COMPENSATION \$14,477.18

To be transferred by the state auditor to the department of labor and industry compensation revolving fund, in payment of obligations incurred by the following agencies in the amounts as indicated:

State College Board \$ 99.58

Bemidji State College 2,089.59

Mankato State College 3,426.74

Moorhead State College 1,797.62

St. Cloud State College 6,742.08

Winona State College 321.57

Sec. 21. UNEMPLOYMENT 1967

COMPENSATION \$3,330.38

In reimbursement of unemployment compensation benefits paid for former employees of the following:

State College Board \$2,867.38

St. Cloud—Education and Training
Handicapped Children 463.00

Sec. 22. **Unobligated balances on hand, cancelled into general revenue fund.** Except the revolving fund for the on the job training program, the unobligated balances on hand as of June 30, 1967, June 30, 1968, June 30, 1969, in the several appropriations and accounts for which an appropriation is made herein, unless otherwise excepted in this act, are hereby cancelled into the general revenue fund for the fiscal years ending June 30, 1967, June 30, 1968, and June 30, 1969, and the unobligated balances on hand as of June 30, 1967, June 30, 1968, and June 30, 1969, appropriated out of any other funds, shall be cancelled into the fund from which they are appropriated as of June 30, 1967, June 30, 1968, and June 30, 1969.

Sec. 23. **Income, fees, receipts, deposited in general revenue fund.** Except as herein otherwise specifically provided, except the income to the university of Minnesota, and except all federal aid, contributions, or reimbursements received for any account of any division, institution or department for which an appropriation is made in this act, all income, including fees or receipts of any nature whatsoever, shall be deposited in and for the benefit of the general revenue fund.

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Sec. 24. Pay of state officers and employees. Notwithstanding the provisions of any legislation enacted in the current session or any other statute previously enacted, an employee hired subsequent to June 30, 1966, at a rate above the minimum rate for his class, other than those hired at an approved in range hiring rate, shall receive an adjusted salary bearing the same relation to the minimum of his new range as his salary at the time of appointment bore to the minimum of his former range except that no such adjustment shall exceed 12 percent nor shall be to a rate lower than the minimum of the new range. Any adjustment made under the provisions of Laws 1967, Chapter 193, Section 2, Subdivision 2 (6) (b) that falls off step in the B range shall be advanced to the next higher step.

Sec. 25. Salary allotment limitations. Departments or agencies that are subject to the provisions of Minnesota Statutes, Section 16.16, and that operate in whole or in part with standing appropriations shall be subject to the provisions of this section. For the biennium beginning July 1, 1967, the commissioner of administration shall limit the annual and quarterly budget allotments for salaries as follows:

(a) In departments or agencies having from 51 to 100 employees and in the state colleges, 75 percent of the total moneys required for the payment of salary increases shall be allotted.

(b) In departments or agencies having 101 or more employees, 50 percent of the total moneys required for the payment of salary increases shall be allotted.

Sec. 26. Approved complement. Whenever an appropriation to any department or agency for salaries discloses an approved complement, that department or agency is limited in the employment of the number of full time equivalent persons including part time and seasonal employees indicated by such approved complement.

Except as otherwise provided in this act, 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 such additional personnel until he has consulted with the legislative advisory committee created by Laws 1943, Chapter 594, and such committee has made its recommendation upon the matter. Such recommendation shall be advisory only. Failure or refusal of the committee to make a recommendation promptly shall be deemed a negative recommendation. The provisions hereof shall extend to any other agency to which the present authority of the legislative advisory committee may be transferred, but shall be deemed to be repealed in case such authority shall be abolished.

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Sec. 27. **Income tax school fund deficiencies.** (a) For the purpose of supplying deficiencies in the income tax school fund, the treasurer may temporarily advance money to that fund from other public funds, not exceeding in the aggregate \$120,000,000 in any year; provided that no fund shall be so impaired thereby that all proper demands thereon cannot be met. The power hereby conferred upon the treasurer is in addition to any other similar authority conferred by law.

(b) Whenever it becomes necessary in order to meet the current demands upon the income tax school fund for the payment of warrants issued or to be issued against said fund pursuant to appropriations, and it appears that the deficiencies in such fund cannot be temporarily supplied under (a) hereof, the governor, after securing the recommendation of the legislative advisory committee, which shall be advisory only, or if there be no such committee, the governor, the state auditor, and the state treasurer, as a special committee, at any time prior to June 30, 1969, may authorize the issuance and sale of certificates of indebtedness of the state, pursuant to and in accordance with Article IX, Section 6, of the Constitution, in anticipation of the collection of taxes levied for the income tax school fund, and any other revenues appropriated to that fund for expenditure during the biennium beginning July 1, 1967, in such amount as may be necessary to pay such warrants. The certificates shall be executed by the state auditor and attested by the state treasurer under their official seals, and shall be numbered serially and shall be of such denomination and shall bear such dates of issue and maturity and such rates of interest as the auditor shall determine, provided that no such certificates shall mature later than June 30, 1969, and provided further, that the aggregate amount of such certificates at any time outstanding, plus the aggregate amount of advances made under (a) and not previously repaid, shall not exceed \$120,000,000 and shall not exceed the limitation stated in the Constitution, Article IX, Section 6, Subdivision 3. The failure or refusal of the advisory committee, if there be one, to make a recommendation promptly shall be deemed a negative recommendation. If the moneys on hand in the income tax school fund are not sufficient to pay any such certificate at maturity, with interest thereon, the same may be refunded by the issuance of any certificates maturing not later than December 1, 1970. If moneys on hand in said fund are not sufficient to pay all certificates of indebtedness issued thereon and outstanding on December 1, 1969, the state auditor shall levy a tax for the payment of all such certificates and interest thereon, in accordance with the Constitution, Article IX, Section 6, Subdivision 3. Certificates issued and sold pursuant to this act shall be retired out of the receipts of the income tax school fund appropriated to the payment of warrants which are issued against said fund but are taken

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up with the proceeds of such certificates. Such sums as may be necessary are hereby appropriated from the income tax school fund and made available for the biennium beginning July 1, 1967, to pay the interest upon such certificates.

(c) The state board of investment, or its successor in authority, is hereby authorized to purchase the certificates of indebtedness herein authorized for any fund which it is authorized to invest, provided, it shall not purchase any such certificates bearing interest at a rate of less than one and one-half percent per annum.

Sec. 28. Any moneys made available to any state department or agency by this act by appropriation, transfer or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes, Section 355.50 and 352.04, Subdivision 5.

Sec. 29. **Junior colleges.** Subdivision 1. The Minnesota liaison and facilities commission for higher education shall concern itself with a review of the potential locations of future state junior colleges and report back its recommendations to the legislature by December 1, 1968. The commission in cooperation with the state junior college board shall specifically determine:

(1) The effective area of service which can be efficiently provided for by state junior colleges serving as commuter institutions;

(2) minimum and maximum recommendations for enrollments at state junior colleges so as to provide quality programs with operational efficiency and economy;

(3) the projected demand for state junior colleges measured against potential enrollment at all institutions of higher education, including but not limited to, the university of Minnesota, state colleges, and state junior colleges; and

(4) recommendations as to the number and location of state junior colleges needed in Minnesota through the year 2000 by applying the determinations made in (1), (2), and (3) above to those communities listed in the state junior college board report to the 1967 legislature and to those communities identified in bills introduced during the 1967 legislative session.

Subd. 2. The community-area of Fairmont is hereby tentatively designated as a location for a future state junior college, subject to evaluation by the commission. The evaluation shall be consistent with the provisions of subdivision 1.

Sec. 30. In order to enable the state to match the cost of any

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program under Title I of the Higher Education Act of 1965, any receipts accruing to any state department or agency by reason of service performed for the university of Minnesota in connection with such program shall be deposited in the state treasury. Such receipts are hereby reappropriated to the department or agency making the deposit, to be used as part of the state's 25 percent share of the cost of such programs. The balance of the state's share of the cost of such programs is payable by the participating departments or agencies from any moneys appropriated for salaries, supplies and expenses.

Sec. 31. **Severability.** The provisions of this act are severable. If any provision of part of a provision is held to be invalid, it shall in no way effect the other provisions or any parts thereof in this act.

Approved May 25, 1967.

CHAPTER 869—H. F. No. 141

[Not Coded]

An act relating to the legislature; proposing an amendment to Article IV, Sections 9 and 17 of the Constitution of the state of Minnesota.

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

Section 1. **Constitutional amendments; legislator.** An amendment to Article IV of the Constitution of the state, sections 9 and 17 is hereby proposed to the people of the state for their approval or rejection, which sections when amended shall read as follows:

Sec. 9. No senator or representative shall hold any *other* office under the authority of the United States or the State of Minnesota, except that of postmaster *or of notary public*. *If elected or appointed to another office, a legislator may resign from the legislature by tendering his resignation to the governor.*

Sec. 17. The governor shall issue writs of election to fill such vacancies as may occur, *by resignation or any other cause*, in either house of the legislature. The legislature shall prescribe by law the manner in which evidence in cases of contested seats in either house shall be taken.

Sec. 2. This proposed amendment shall be submitted to the people of the state for their approval or rejection at the general election for the year 1968 in the manner provided by law for the sub-

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