

CHAPTER 768—H.F.No.2437

[Not Coded]

An act relating to the organization and operations of state government; imposing regulations for junior college operations; 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, higher education coordinating commission, and moneys for medical 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; and imposing conditions relative to the expenditure of public moneys.

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

Section 1. **APPROPRIATIONS; EDUCATION.** 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 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 year indicated for each purpose. The figures "1973", "1974", and "1975" wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1973, 1974, and 1975 respectively.

APPROPRIATIONS

Sec. 2. **DEPARTMENT OF EDUCATION.** Subdivision 1. General Academic and Related Services.

1974 . . . \$1,863,810. 1975 . . . \$1,751,440.

(1) Salaries, supplies, and expenses.

\$1,197,476. \$1,199,020.

(2) Claims, grants, and shared revenue.

\$666,334. \$552,420.

The appropriation in (1) includes \$100,000 each year for the right to read program. Of the amount provided by this subdivision, \$14,100 each year is appropriated from the trunk highway fund.

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

Any unexpended balance remaining in (2) in the first year shall not cancel but shall be available for the second year of the biennium.

Provided that notwithstanding the provisions of Minnesota Statutes 1971, Sections 121.26 and 125.08 to the contrary, the fee for registering with the teachers employment bureau shall not be less than \$10, and the fee for a certificate to teach or for a renewal or extension of certificate to teach shall not be less than \$10.

Subd. 2. Vocational Technical Instruction and Related Services.

1974 . . . \$455,342. 1975 . . . \$455,853.

(1) Salaries, supplies, and expenses.

\$455,342. \$455,853.

Subd. 3. Special and Compensatory Instruction and Related Services.

1974 . . . \$509,624. 1975 . . . \$512,434.

(1) Salaries, supplies, and expenses.

\$279,624. \$282,434.

(2) Claims, grants, and shared revenue

(a) Indian scholarships. \$230,000. \$230,000.

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

Subd. 4. Education Planning Innovative Developmental Evaluative Services.

1974 . . . \$796,800. 1975 . . . \$796,800

(1) Salaries, supplies, and expenses.

\$221,800. \$221,800.

(2) Claims, grants, and shared revenue

\$575,000. \$575,000.

Subd. 5. Auxiliary Services and General Support.

1974 . . . \$3,024,973. 1975 . . . \$4,259,125.

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

(1) Salaries, supplies, and expenses.

\$1,708,579. \$3,139,731.

Of the amounts in (1), \$1,932,476 shall not be available in fiscal year 1974-75 until the senate committee on finance and the house committee on appropriations has reviewed the progress of the Minnesota education computer consortium. Recommendations will be made to the legislative advisory committee before March 1, 1974, for the release of the appropriation for the first six months of fiscal year 1974-75 and before September 1, 1974, for the release of the balance of the appropriation for fiscal year 1974-75.

The department shall establish reasonable charges to MECC users for on-line computer time actually used. Such receipts shall be deposited in a non-dedicated receipt account of the general fund.

The above appropriation includes in the first year of the biennium, \$45,000 for the summarization and dissemination of school statistical information. Any unexpended balance in the \$45,000 appropriation shall not cancel but shall be available for the second year of the biennium.

(2) Claims, grants, and shared revenue

(a) School lunch. \$1,316,394. \$1,119,394.

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

Item (2) includes a contingent fund of \$300,000 for state matching of federal funds to be expended in the first year upon showing that local resources qualifying under federal match formula have been fully utilized.

Of the amount provided in (2) of this subdivision, so much thereof as is necessary shall be used for the type "A" lunch program to be distributed under standards established by the state board of education.

Subd. 6. Community Library Services.

1974 . . . \$1,806,026. 1975 . . . \$1,838,026.

(1) Salaries, supplies and expenses.

\$234,436. \$266,436.

(2) Claims, grants, and shared revenue.

\$1,571,590. \$1,571,590.

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

Any unexpended balance remaining in (2) in the first year shall not cancel but shall be available for the second year of the biennium.

These funds may be granted for the improvement of library services at welfare and corrections institution libraries and for library services to the blind and physically handicapped. These funds shall not exceed in either year the amount provided for fiscal year 1972.

(3) 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.

To qualify for the state library grant herein authorized, local levies for libraries shall not be less than the library levies in effect January 1, 1973. All of the above funds are limited to operating purposes only.

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

Provided that no state funds shall be used for construction of library facilities.

Subd. 7. Vocational Rehabilitation.

1974... \$1,947,902. 1975... \$1,952,725.

(1) Salaries, supplies and expenses and Counseling and Care of Persons.

\$1,458,565. \$1,490,275.

(2) Claims, grants, and shared revenues.

\$119,337. \$72,450.

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

(3) Rehabilitation facilities. \$370,000. \$390,000.

Any unexpended balance remaining in (3) in the first year shall not cancel but shall be available for the second year of the biennium.

None of the amounts appropriated in subdivisions 1, 3, 4, 5, 6, and 7 listed as claims, grants and shared revenues 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 administration, shall be transferred to any other expenditure category other than that for which it was appropriated.

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

Sec. 3. STATE COLLEGE BOARD. Subdivision 1. Maintenance and Equipment.

1974 . . . \$41,439,465. 1975 . . . \$43,058,111.

The amounts appropriated in subdivisions 1 and 2 include a sum in each year for recruitment of unclassified staff. Candidates for positions in the state college board central office or in a state college who have been invited by the state college board for interview, may be reimbursed for travel and subsistence expenses in the same manner and amounts as state employees. This reimbursement may be made from college imprest cash funds.

In developing new programs with the funds provided herein the state colleges shall, wherever appropriate and educationally sound, attempt to employ excess faculty resulting from declining or shifting enrollments.

Subd. 2. Metropolitan State College. 1974 . . . \$850,000. 1975 . . . \$900,000.

The above amount shall be used by the state college board for operating an educational program for a state college center as organized in the seven county metropolitan area. The center may operate in facilities acquired through the commissioner of administration by gift or lease. The faculty and staff of the state college system shall provide assistance in developing curricular and educational programs for the college. The state college board shall also request the assistance of the university of Minnesota, the junior colleges, the area vocational-technical schools, and the private colleges in planning such programs. The college shall serve the needs of the graduates of the state junior colleges and the area

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vocational-technical schools, and include curricula for retraining adults to meet the technological demands of the changing economy.

Subd. 3. State College Board Contingent. 1974... \$750,000.

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 exceeds the budget estimates of 32,000 full time equivalents the first year and 31,000 full time equivalents the second year of the biennium for the total state college system, it is the intent of the legislature to provide additional teaching positions at a ratio of one position for each 19 full time equivalent undergraduate students, and one position for each 13 graduate students in excess of the biennial budget enrollment estimates for each year of the biennium.

In order to provide for an orderly realignment of faculty staffing resulting from reduced or shifting enrollments, not more than \$600,000 of this appropriation may be expended to pay the salaries of faculty members employed on terminal year contracts where such terminal appointments are required by current state college board rules. The state college board shall conduct a comprehensive program review at southwest Minnesota state college to determine the basic staffing requirements necessary to offer a sound educational program. Pursuant to this review the board may recommend to the legislative advisory committee a minimum staffing for that institution. Before any of the above appropriation is expended, the state college board shall demonstrate to the legislative advisory committee that all reasonable measures were taken to adjust staffing patterns in such a manner as to minimize the need for such contracts.

The above appropriation is to be expended with the approval of the governor after consultation with the legislative advisory committee as provided by Minnesota Statutes 1971, Section 3.30.

Subd. 4. Student Loans - State Matching

1974... \$274,472. 1975... \$274,472.

The above appropriation shall be used as state's matching share for any federal student aid or loan program.

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, 1973.

Subd. 5. General Research.

1974... \$25,000. 1975... \$25,000.

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

All receipts of every kind, including but not limited to students' tuition and fees, federal receipts, aids, contributions, and reimbursements in all state colleges are reappropriated to the state college board, but subject to budgetary control by the commissioner of administration, except the following receipts not subject to budgetary control by the commissioner of administration:

(a) those attributed to dormitory functions handled under Minnesota Statutes 1971, Sections 136.31 to 136.38, and

(b) those attributable to college activity funds (including, for example, receipts from vending machines in buildings other than dormitories and student unions), and

(c) those attributable to grants for special projects, institutes, and similar activities subject to Minnesota Statutes 1971, Sections 136.143 and 136.144.

A report shall be submitted to the 69th session of the legislature as to the use of all such excepted funds.

The state college board is hereby authorized to transfer funds within the various college operating accounts of the maintenance and equipment appropriation account after the close of a fiscal year; provided such transfers are in accordance with the Laws of 1949, Chapter 230, Section 1, Subdivision 8.

Grants awarded to the state college system by any state agency shall be transferred to the account(s) of the state college board. Such transfers shall be by journal voucher or a request for transfer of funds as deemed most appropriate by the state auditor.

During the 1973-75 biennium, the state college board shall identify non-academic unclassified positions in the state college system for transfer to the classified state service. Persons in employee status in such positions at the time of transfer may be transferred with their consent into the classified service of the state without competitive examination, and shall be placed in the proper classifications by the director of civil service, provided, however, that the salary of any present incumbent shall not be reduced because the range maximum is lower than his or her present salary. Personnel occupying positions transferred may continue in the retirement programs in which they currently

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participate. Employees who have been employed by the colleges more than one year shall be granted permanent status; those employees with less than one year of service will be placed on probationary status. The above provisions shall be effective notwithstanding any other provisions of law to the contrary.

Notwithstanding any other law to the contrary, reimbursements are appropriated for use during the fiscal year in which they are received.

Notwithstanding the provisions of any law to the contrary, Minnesota Metropolitan State College is authorized to deposit tuition receipts received during the final quarter of each fiscal year in a suspense account. The balance in such an account shall not cancel on June 30 but shall be available in the next fiscal year.

The state college board may allocate, not to exceed \$3,000 annually, to each college president and the office of the chancellor for miscellaneous expenses in connection with the state college system. The provisions of Minnesota Statutes 1971, Chapter 16, shall not apply to such expenditures but the state college board shall prescribe the manner, amount, and purpose of such expenditures and report thereon to the 1975 legislature.

Notwithstanding the provisions of Minnesota Statutes 1971, Section 136.06, or any other law to the contrary, expenses incurred in travel outside of the state of Minnesota shall be paid upon prior authorization of the chief executive officer or president of the state college board. No other approval shall be required.

The state college board is authorized to utilize up to \$200,000 of the maintenance and equipment appropriation each year for regional and community service projects provided that the agency or local unit of government receiving such services shall reimburse the college system for not less than one-third their cost. Receipts so derived shall be treated as tuition for enrollment and budgetary purposes.

Notwithstanding any provision in Minnesota Statutes 1971, Chapter 16, which may indicate the contrary, when the state college board so requests, technical educational equipment may be procured for the state colleges either by brand designation or in accordance with standards and specifications which the board may promulgate.

In addition to the fees prescribed by Minnesota Statutes 1971, Section 136.11, the state college board may prescribe fees to be charged students for college activities, functions, and purposes.

Notwithstanding any other provision of law to the contrary, the state college board may make refunds to students for tuition,

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activity fees, union fees and any other fees from imprest cash funds. The imprest cash fund shall be reimbursed periodically by checks or warrants drawn on the funds and accounts to which the refund should ultimately be charged. The state college board shall obtain the approval of the public examiner for the procedures used in carrying out the provisions of this paragraph.

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

Notwithstanding the provisions of any law to the contrary, the state college board is authorized to provide for the orderly replacement of aircraft. An equipment suspense account shall be established by the State Auditor within the general fund. All receipts which are attributable to the operation or use of such aircraft are hereby reappropriated to the state college board. These receipts, or such portion thereof as may be designated by the board, shall be credited to the equipment suspense account. Any balance in this account shall not cancel at the end of a fiscal year but shall remain available for transfer at the request of the board to its maintenance and equipment account.

The state colleges are authorized to charge a placement service registration fee of \$10 to each student or graduate upon registration with the college placement service.

The state college board is authorized to contract for hospital benefits coverage and medical benefits coverage for students in the same manner as authorized by Minnesota Statutes 1971, Section 43.45.

The provisions of Minnesota Statutes 1971, Section 136.13, notwithstanding, the state college board may hold its annual meeting on any day in the month of May.

Sec. 4. STATE UNIVERSITY, UNIVERSITY FARM SCHOOL, EXPERIMENT SCHOOL AND STATIONS, AND BRANCHES. Subdivision 1. Maintenance and Operations.

1974... \$88,275,234. 1975... \$91,681,244.

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 1971, Chapter 117.

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

- (1) the investments of the permanent university fund; and

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(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 fund. The income derived from the investment of the permanent university fund is hereby appropriated to the board of regents pursuant to Minnesota Statutes 1971, Section 137.022.

For the purposes of these appropriations it is estimated that the income to be derived from the investment of the permanent university fund will not exceed \$2,160,000 for the first year and \$2,160,000 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 fund shall be reimbursed therefrom to the extent that payments have been made from the general 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 fund shall be reduced accordingly.

For budgetary purposes it is estimated that the foregoing appropriation from the general fund will not exceed the sum of \$84,740,234 the first year and \$88,146,244 the second year.

Subd. 2. Equipment and Library Supplement.

1974 . . . \$425,000. 1975 . . . \$575,000.

Of the above appropriation, \$150,000 in the second year shall be spent for the purpose of upgrading equipment of the industrial education program following legislative review and approval.

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

Subd. 3. Summer School Tuition and Continuing Education Supplement.

1974 . . . \$700,000. 1975 . . . \$700,000.

Provided that the board of regents shall expend the funds to equalize tuition rates among undergraduate students for regular session, summer session and extension programs in order to facilitate to the maximum the use of campus units, buildings and staff. The university shall submit a progress report by November 15, 1974 to the chairmen of the house appropriations committee and the senate finance committee.

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

The appropriations made in subdivisions 2 and 3 are supplemental to the appropriation made in subdivision 1 but shall not become a part of the expenditure base.

On October 1, 1974 and 1975 the president of the university of Minnesota shall furnish the house appropriations and senate finance committees and the commissioner of administration the following information:

(1) the total amount of receipts during the fiscal year 1974 from all sources in excess of \$45,500,000 and during the fiscal year 1975 from all sources in excess of \$47,200,000.

(2) the sources of said receipts; and

(3) the purposes for which any excess receipts were expended and accounts to which transferred.

Subd. 4. For the Support of the University of Minnesota Technical College - Crookston.

1974... \$1,083,205. 1975... \$1,186,343.

Subd. 5. Waseca Technical College.

1974... \$812,054. 1975... \$888,478.

The Technical Colleges at Crookston and Waseca shall continue their programs without new construction until such time as the legislature has reviewed their programs and determined the need for additional facilities.

Subd. 6. Student Loans - State Matching.

1974... \$395,000.

The above appropriation shall be used as state's matching share for any federal student aid or loan program. Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 5. FOR CARE OF INDIGENT COUNTY PATIENTS TO BE RENDERED BY THE UNIVERSITY OF MINNESOTA HOSPITALS, INCLUDING THE HEART HOSPITAL. Subdivision 1. For State's Share of Expenses of County Indigent Patients.

1974... \$1,680,000. 1975... \$1,680,000.

In lieu of the formula for reimbursing a county as provided in Minnesota Statutes 1971, Section 158.04, a county under this appropriation will be reimbursed for 70% of the expenses charged against a patient at the university hospital up to \$5,000. A charge

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against a patient in excess of \$5,000 will be paid by the state. Except as otherwise herein set forth, the other provisions of the cited statute shall continue in force and effect.

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 subdivisions.

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 Minnesota Statutes 1971, Chapter 158.

1974... \$720,000. 1975... \$720,000.

The state auditor is authorized and directed to pay the university out of sums collected from counties under the provisions of said chapter 158, during the fiscal years ending June 30, 1974, and June 30, 1975, 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. EDUCATIONAL OFFSET.

1974... \$250,000. 1975... \$250,000.

Sec. 7. PSYCHOPATHIC DEPARTMENT - UNIVERSITY OF MINNESOTA HOSPITALS.

1974... \$1,524,013. 1975... \$1,547,171.

Sec. 8. CHILD PSYCHIATRIC DEPARTMENT - UNIVERSITY OF MINNESOTA.

1974... \$567,971. 1975... \$578,820.

Sec. 9. REHABILITATION CENTER - UNIVERSITY OF MINNESOTA HOSPITALS.

1974... \$1,501,727. 1975... \$1,525,609.

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. DEPARTMENT OF COMMUNITY SERVICE - UNIVERSITY OF MINNESOTA HOSPITALS.

1974... \$69,184. 1975... \$73,043.

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

Sec. 11. **FOR VARIOUS EXPERIMENTS AND INVESTIGATIONS TO BE CARRIED ON UNDER THE DIRECT SUPERVISION OF THE UNIVERSITY OF MINNESOTA.** Subdivision 1. Agricultural Extension Service.

1974... \$3,629,961. 1975... \$3,721,084.

This subdivision 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 subdivision by the university shall not result in a reduction of the county portion of the salary payments.

This appropriation includes funds for each year for the potato and sugar beet extension program in the Red River Valley, contingent on an equal amount being provided by the state of North Dakota. The appropriation includes funds for irrigation and marketing development project.

Subd. 2. Agriculture.

(a) General Agricultural Research (Includes Agricultural Research - Rosemount)

1974... \$2,800,000. 1975... \$2,850,000.

The above appropriation includes funds for research on aquatic plants including wild rice.

(b) Soybean Research.

1974... \$169,519. 1975... \$176,761.

(c) Potato Processing Research Laboratory.

1974... \$34,772. 1975... \$35,860.

(d) Forest Research Center - Cloquet.

1974... \$68,335. 1975... \$70,540.

Subd. 3. Veterinary Medicine.

(a) Veterinary Diagnostic Laboratory.

1974... \$262,016. 1975... \$268,664.

(b) Veterinary Medicine Teaching Hospital.

1974... \$50,000. 1975... \$50,000.

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

Subd. 4. Geological Research.

1974... \$119,363. 1975... \$124,647.

Subd. 5. Lake Superior Basin Studies.

1974... \$50,000. 1975... \$50,000.

Not more than \$25,000 of the above appropriation may be expended prior to receipt of matching funds.

In conducting the study, the university is directed to cooperate and coordinate its program with similar work in studies being conducted by other Minnesota state agencies or those of other states.

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

The university shall submit a progress report to the 1975 legislature.

Subd. 6. General Research.

1974... \$1,867,570. 1975... \$1,642,199.

This appropriation is, as the board of regents may direct, for general research, business and economic research including Duluth, institute of child development, special education training and research, training for careers in fire prevention and protection, center for urban and regional affairs, criminal justice studies, museum of natural history, project Newgate, and juvenile justice seminar.

Subd. 7. Industrial Relations Education Program.

1974... \$165,800. 1975... \$195,800.

The above appropriation includes funds for short courses, programs, and seminars for labor and management.

Subd. 8. Municipal Reference Bureau.

1974... \$54,927.

Subd. 9. Medical Research.

1974... \$842,487. 1975... \$867,918.

The above amount includes funds for psychiatric research, control of hypercholesterolemia, medical and cancer research and multiple sclerosis and other neurological problems.

(a) Basic Sciences Program for Medical Training - Duluth Branch.

1974... \$832,481. 1975... \$1,017,375.

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

(b) Dental Hygiene Program - Duluth Branch.

1974... \$127,743. 1975... \$138,364.

(c) Duluth Graduate School of Social Work

1974... \$328,327. 1975... \$379,470.

(d) Undergraduate Instruction of Medical Students at (1) Hennepin County General Hospital, (2) St. Paul - Ramsey Hospital, and (3) Private Hospitals

1974... \$1,296,000. 1975... \$1,392,000.

(e) Graduate Residency Program.

(1) University of Minnesota.

1974... \$1,275,000. 1975... \$1,500,000.

(2) Hennepin County General Hospital

1974... \$532,000. 1975... \$532,000.

(3) St. Paul - Ramsey Hospital.

1974... \$418,000. 1975... \$456,000.

All hospitals receiving any portion of the above appropriation shall furnish the house appropriations and senate finance committees with a full report no later than November 15, 1974, of all actual and reasonable costs resulting from graduate family practice residency education, and all fees and income to the hospital generated by the graduate residents in family practice and the purposes for which such funds were expended.

In the event that the number of graduate residents enrolled in the above program falls below the number projected on the official committee allocations worksheets, the university of Minnesota hospital and its affiliated hospitals shall cancel \$15,000, and Hennepin and Ramsey hospitals each shall cancel \$19,000 for each student to the general fund.

Expenditures from this appropriation may be made only for activities directly related to the training of doctors in family practice at the above named and affiliated hospitals.

(f) Medical Services and Instruction.

1974... \$1,422,350. 1975... \$1,558,792.

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

The above amount includes funds for the rural health physicians' associate program, family practice and community health, drug abuse information and education, allied health—nurse—clinician generalist program, and patient transportation.

(g) Law School Supplement

1974... \$170,000. 1975... \$350,000.

The above appropriation is for additional law students over planned first year enrollments for the 1973-74 school year, and additional law students over planned first year enrollments for the 1974-75 school year.

(h) Hormel Institute - Austin

1974... \$100,000. 1975... \$100,000.

To support the operation of the institute and to promote research by such institute.

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.

The appropriations made to the university of Minnesota by this act include funds for the employers share of social security, state retirement, and health insurance and such funds shall be expended only for these purposes. Any funds provided for these purposes by this act that are in excess of the employers share shall be returned to the state treasury.

None of the appropriations made in this act, with the exceptions of the appropriations for the university of Minnesota hospitals or made in this or other acts toward buildings, shall be made to the university by the auditor until the university first certifies to the auditor that its aggregate balances in the temporary investment pool, cash, or separate investments, resulting from all state maintenance and special appropriations do not exceed \$7 million plus $\frac{1}{3}$ of all tuition and fee payments from the previous fiscal year. Upon such certification, $\frac{1}{2}$ of the annual appropriation to the university shall be paid at the beginning of each month. Additional payments shall be made by the state auditor whenever the state appropriations and tuition aggregate balances in the temporary investment pool, cash, or separate investments, are reduced below the indicated levels.

No payment of appropriations toward buildings shall be made by the auditor until all balances separately invested, including cash, and those in the temporary investment pool attributable to all state

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building funds shall be reduced below \$5 million. Payment shall then be made upon certification of the amounts needed for construction payments, but so as not to increase the building balances in cash, separately invested, or in the temporary investment pool, to a total above \$5 million.

Appropriations not paid to the university in any fiscal year shall carry over to the following fiscal year.

Moneys not paid to the university by reason of the foregoing requirements shall be invested by the state in those securities authorized by Minnesota Statutes 1971, Section 11.10 until paid to the university. Income from investments shall be credited to the general fund in the state treasury.

In preparing legislative budget request for the 1975-1977 biennium, all projected income from student tuition shall be based on a charge per credit hour schedule.

Sec. 12. MAYO MEDICAL SCHOOL.

1974 . . . \$608,000. 1975 . . . \$928,000.

The state of Minnesota shall pay a capitation of \$8,000 for each student who is a resident of Minnesota for a maximum of 40 such students in each class.

Sec. 13. MINNESOTA BOARD OF NURSING.

Subdivision 1. For Nursing Scholarships.

1974 . . . \$125,000. 1975 . . . \$125,000.

Sec. 14. MINNESOTA HIGHER EDUCATION COORDINATING COMMISSION.

Subdivision 1. Salaries and Expenses.

1974 . . . \$475,085. 1975 . . . \$481,871.

This appropriation includes funds for the administration of the state scholarship, state grant-in-aid, student loan, and interinstitutional educational television programs and program review, and private college contracts.

Subd. 2. State Scholarship Program.

1974 . . . \$3,175,000. 1975 . . . \$3,875,000.

Subd. 3. State Grant-in-aid Program.

1974 . . . \$3,125,000. 1975 . . . \$3,875,000.

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

Subd. 4. Interinstitutional Educational Television.

1974... \$210,000. 1975... \$165,000.

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 interinstitutional television program.

The staff of the higher education coordinating commission is directed to study the need for and the use of instructional television in Minnesota institutions of post-secondary education in cooperation with the senate finance committee and the house appropriations committee. The study shall include reconsideration of the assessments and recommendations of the interinstitutional feasibility study as presented to the 1965 legislature, evaluation of progress in meeting objectives presented in the feasibility study report, determination of the usefulness of the interinstitutional television program, and formulation of state policies on instructional television for the future. A staff report on the study shall be presented to the finance and appropriations committees by October 1, 1974. Recommendations of the commission on instructional television shall be included in the commission's biennial report to the 1975 legislature.

Of the amount appropriated in this subdivision, \$45,000 is for the study.

Subd. 5. Minitex Library Program.

1974... \$248,600. 1975... \$248,600.

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 minitex library program.

Subd. 6. Private College Contracts.

1974... \$1,476,200. 1975... \$1,476,200.

Subd. 7. Regional Coordination and Service.

1974... \$175,000.

The Higher Education Coordinating Commission is directed to develop and administer three experimental regional post-secondary education projects aimed at improving the efficiency and effectiveness of post-secondary education in meeting regional needs through increased interinstitutional cooperation and coordination of programs and planning within a region. In developing the three

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experimental projects, the Commission shall attempt to (1) improve the accessibility of all levels of post-secondary education to residents of the regions, (2) eliminate any unwarranted duplication of effort in the regions, (3) facilitate effective use of post-secondary education facilities and services for meeting regional needs, (4) provide for more effective liaison between regional planning and coordination of post-secondary education with regional planning and coordination of other public services, and (5) test means for accomplishing greater interinstitutional cooperative efforts for meeting local and regional needs of Minnesota residents. The Commission shall report on the results of the experimental regional projects in its next biennial report to the governor and the legislature. All post-secondary institutions and systems are requested to cooperate with and to assist the Commission in developing these projects.

Subd. 8. Student Loans. 1974... \$1,000,000.

The commission is authorized and directed to supervise a student loan program in accordance with Minnesota Statutes, Section 136A.14 to 136A.17.

The Higher Education Coordinating Commission is hereby directed to take the necessary steps to encourage and expand the sharing of facilities and course offerings, through cross-registration or other appropriate means, between all public and private institutions of higher learning in Minnesota. A report showing the achievements and progress as well as recommendations for improvements and progress in this area shall be submitted to the 1975 legislature no later than January 1, 1975.

For the purpose of improved communications between all segments of public and private post-secondary education, the advisory council of the Higher Education Coordinating Commission shall be requested to sit with the Higher Education Coordinating Commission in the deliberations and discussions of the commission. Members of the advisory council shall, however, not vote on any matter before the commission.

Subd. 9. Upon request of the state finance officer and for the purpose of improving coordination of the state's effort in higher education, the Higher Education Coordinating Commission may (1) develop and implement an ongoing budgeting process and standardized reporting format which is compatible among the university of Minnesota, the state colleges, the state junior colleges, and public vocational technical schools, and which includes the relating of dollars expended to program output anticipated; (2) review budget requests, including requests for construction or acquisition of facilities, of the university of Minnesota, the state colleges, the state junior colleges, and public vocational technical schools, for the

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purpose of relating present resources and higher educational programs to the state's present and long-range needs; and conduct a continuous analysis of the financing of post-secondary institutions and systems, including assessments as to the extent to which such expenditures and accomplishments are consistent with legislative intent; (3) obtain from private post-secondary institutions receiving state funds a report on their use of those funds as specified above for public institutions. All institutions of higher education, public and private, and all state departments and agencies are requested to cooperate with and instructed to supply such written information as may be requested by the Higher Education Coordinating Commission in order to enable it to carry out and perform its duties. The commission shall include its budgetary recommendations for the university of Minnesota, the state colleges, the state junior colleges, public vocational technical schools, and private post-secondary institutions in reports to the governor and the legislature no later than November 15, 1974. There is hereby appropriated \$120,000 for this purpose.

Any unexpended balance remaining the first year in subdivisions 1, 2, 3, 4, 5, 6, 7, 8, and 9 shall not cancel but shall be available for the second year of the biennium.

Sec. 15. **STATE JUNIOR COLLEGE BOARD.** Subdivision 1. Maintenance and Equipment.

1974... \$17,700,554. 1975... \$18,836,682.

The appropriation in this account provides salary increase funds sufficient to meet the obligations of the Minnesota junior college board as stated in their contract negotiated with the junior college faculty association which is hereby approved for the 1973-1975 biennium only.

The above appropriation is for maintenance and equipment of the state junior college board and the state junior colleges. The state junior colleges are encouraged to use off-campus courses to extend the benefits of this appropriation to as many Minnesota residents as possible.

The above appropriation includes \$30,000 for development of community education programs at three out-state junior colleges.

The amounts appropriated in subdivision 1 include a sum in each year for recruitment of faculty. Candidates for twelve month administrative positions and for academic positions who have been invited by the state junior 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.

Subd. 2. Occupational Program Development.

1974... \$400,000.

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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.

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 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, public law 85-864, known as the national defense education act 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 1971, Sections 136.56, 136.045, 136.142, 136.143, 136.144, 136.171, 136.22, 169.966, 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.

All receipts attributable to the college activity funds and deposited in the state treasury are hereby reappropriated to the state junior college board and are not subject to budgetary control as exercised by the commissioner of administration.

Notwithstanding any other law to the contrary, reimbursements are appropriated for use during the fiscal year in which they are received.

Subd. 3. Student Loan Program - State Matching.

1974... \$75,000. 1975... \$85,000.

The above appropriation shall be used as state's matching share for any federal student aid or loan programs.

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

Subd. 4. State Junior College Board Contingent.

1974... \$800,000.

Of the above appropriation, not more than \$600,000 may be used to provide for meeting of contractual obligations between the junior college board and faculty resulting from reduced or shifting

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enrollments, a shift to more costly programs requiring lower faculty-student ratios, and to maintain sound program offerings at the smaller institutions. Before any of the above appropriation is expended, the junior college board shall demonstrate to the legislative advisory committee that all reasonable measures have been taken to adjust staffing patterns to the degree possible within existing appropriation. A full report shall be submitted to the house appropriations and senate finance committees on January 1, 1974 on the use made of this appropriation to that date.

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 1971, Section 3.30.

Sec. 16. **EMPLOYEES COMPENSATION.** 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. 1973 . . . \$53,951.30.

Sec. 17. **UNEMPLOYMENT COMPENSATION.**

1973 . . . \$41,139.72.

In reimbursement of unemployment compensation benefits paid for former employees of the state college board.

Sec. 18. **UNOBLIGATED BALANCES ON HAND, CANCELLED INTO GENERAL FUND.** Except the revolving fund for the on-the-job training program, the unobligated balances on hand as of June 30, 1973, June 30, 1974, June 30, 1975, 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 fund for the fiscal years ending June 30, 1973, June 30, 1974, and June 30, 1975, and the unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30, 1975 appropriated out of any other funds, shall be cancelled into the fund from which they are appropriated as of June 30, 1973, June 30, 1974, and June 30, 1975.

Sec. 19. **INCOME, FEES, RECEIPTS, DEPOSITED IN GENERAL 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 fund.

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Sec. 20. **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.

Sec. 21. 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 1971, Section 355.50 and 352.04, Subdivision 5.

Sec. 22. In order to enable the state to match the cost of any 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. 23. **ADMINISTRATIVE EXPENSE.** Notwithstanding the provisions of any law to the contrary, the administrative expenses of the supplemental retirement plan established pursuant to Minnesota Statutes 1971, Sections 136.80 to 136.87 shall be paid from the portion of the cash realized on the redemption of shares pursuant to Minnesota Statutes 1971, Section 136.82, Subdivision 1, Clause (5) which becomes the property of the supplemental retirement account of the teachers retirement fund. The balance of said cash after payment of said expenses shall be prorated as thereafter provided in Minnesota Statutes 1971, Section 136.82, Subdivision 1, Clause (5). The amount of \$12,500 is hereby annually appropriated

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to the teachers retirement association from the cash balance described herein for said purposes.

Approved May 24, 1973.

CHAPTER 769—H.F.No.2438

[Not Coded]

An act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

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

Section 1. Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1 is amended to read:

Sec. 4. **RAMSEY COUNTY; ABSTRACT CLERK; FEES.** The county abstract clerk is permitted to charge, collect and retain for his own use, maximum fees for his services as follows: In the preparation and issuance of each abstract of title or registered property report, 80 cents for each pertinent and proper entry thereon of a transfer or other instrument affecting title to the premises; but if the proper presentation of the instrument necessitates an entry of more than 200 words, he shall be permitted to charge 20 cents additional for each additional folio thereof; for abstractors certificate, \$5; for report as to taxes or assessments, \$1.50 for each abstract or continuation thereof; for the first name searched for judgments \$2 each and for each additional name \$1.10 which shall include both state and federal courts; for each name searched for bankruptcies, 25 cents; for each name searched for old age assistance liens, 25 cents; for each name searched for federal tax liens, 25 cents; for every plat or drawing furnished on request with any abstract, such reasonable fee as may seem fit and proper. Provided, however, that the maximum fee permitted to be charged for any abstract of title or continuation as to any one description shall be \$75 to be set by the county board. If the county board does not set the fees to be charged, the county abstract clerk may set the fees.

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