

its predecessor.

Subd. 2. In performing the duties under subdivision 1, the board shall insofar as reasonably possible:

(a) avoid any actions which infringe on the freedom of artistic expression or which interfere with programs in the state which relate to the arts but which do not involve board assistance;

(b) distribute board assistance equitably according to population throughout the geographical regions of the state;

(c) give special consideration to requests for assistance for the creation or performance of types or variations of the arts which have yet to receive the level of general support and assistance given to the more established types or variations of the arts;

(d) distribute annually to individuals engaged in the creation or performance of the arts at least five percent of the moneys from the state's general fund appropriated to the board for each fiscal year.

Sec. 5. The board of the arts is the successor of the state arts council. Classified employees of the council are transferred to the employ of the board without loss of compensation or other benefits. The commissioner of finance shall transfer all appropriated funds and any moneys in the accounts of the council to the board of the arts. Any pending proceedings or activities undertaken or commenced prior to the effective date of this act by the council may be conducted and completed by the board in the same manner and under the same terms and conditions and with the same effect as though they were undertaken and completed by the council prior to the effective date of this act.

Sec. 6. Minnesota Statutes 1974, Sections 139.01, 139.02, 139.03, 139.04 and 139.05 are repealed.

Sec. 7. The effective date of this act is January 5, 1976.

Approved June 5, 1975.

CHAPTER 298—S.F.No.126

[Coded]

An act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

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

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

Section 1. Minnesota Statutes 1974, Section 100.29, is amended by adding a subdivision to read:

Subd. 31. GAME AND FISH; BEAR; METHODS OF TAKING. It shall be unlawful to take bear by using solid waste containing bottles, cans, plastic, paper, metal or any other materials that are not readily biodegradable as a bait or a lure for the purpose of attracting the bear.

Approved June 4, 1975.

CHAPTER 299—S.F.No.177

[Coded in Part]

An act relating to public health; changing requirements and procedures for obtaining certificates of need for health care facilities; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2, 3 and 5; 145.74; 145.76; 145.78; 145.80; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

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

Section 1. Minnesota Statutes 1974, Section 145.72, Subdivision 2, is amended to read:

Subd. 2. PUBLIC HEALTH; HEALTH CARE FACILITIES; CERTIFICATES OF NEED. "Health care facility" means any hospital licensed as such under Minnesota Statutes 1969, Sections 144.50 to 144.56; any nursing home licensed as such under Minnesota Statutes 1969, Sections 144.50 to 144.56 or ~~Minnesota Statutes 1969, Section 144.583~~ ; or any boarding care home licensed as such under Minnesota Statutes 1969, Sections 144.50 to 144.56.

Sec. 2. Minnesota Statutes 1974, Section 145.72, Subdivision 3, is amended to read:

Subd. 3. "Construction or modification" means the erection, building, alteration, reconstruction, modernization, improvement, extension, or purchase or acquisition of diagnostic or therapeutic equipment, by a health care facility, involving an expenditure which, under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance and which

(1) requires a total capital expenditure in excess of ~~\$50,000—\$100,000~~ ; ~~and or~~

(2) ~~will either (a) expand—expands or extend—extends~~ the scope or type of service rendered ~~—and requires a capital expenditure in excess~~

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