

into contracts, compacts and agreements which may be necessary to insure integration of its works or projects, to control the effects of flooding or to assure the beneficial use of water in the watershed of the Red River and its tributaries.

Sec. 4. This act is effective on the day following its final enactment.

Approved April 3, 1976.

CHAPTER 163—S.F.No.2277

[Coded in Part]

An act relating to the organization and operation of state government; codifying various provisions formerly contained as riders in appropriation acts; amending Minnesota Statutes 1974, Sections 3.755; 16A.72; 38.02, Subdivision 1, and by adding a subdivision; 121.26; 125.08; 136.06; 136.11, Subdivisions 1 and 2, and by adding subdivisions; 136.13; 136.62, by adding a subdivision; 137.02, by adding a subdivision; 138.01; 144.169, by adding a subdivision; 158.04; 158.05; 158.08; 161.142, Subdivision 6; 161.201; 167.45; 171.26; 173.231; 241.27, by adding a subdivision; 245.61; 245.65, Subdivision 1; 246.02, Subdivisions 2 and 4; 248.07, Subdivision 8; 252.27, Subdivision 1; 254A.08, Subdivision 3; 256.01, Subdivision 8; 256.011; 260.311, Subdivision 5; 299D.03, Subdivision 6; 299D.04; 352B.02, Subdivision 1; Chapters 134, 136, 137, 138, 161, 242, 245, and 246, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 16.02, Subdivision 16; 243.09, Subdivision 3; 252.24, Subdivision 4; 260.251, Subdivision 1a; 268.08, Subdivision 5; repealing Minnesota Statutes 1974, Sections 136.821; 161.241, Subdivision 5; 161.261, Subdivision 3; 167.40; Laws 1969, Chapter 157, Section 2; Laws 1973, Chapter 768, Section 23; and Laws 1975, Chapter 433, Section 20.

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

Section 1. Minnesota Statutes 1974, Section 3.755, is amended to read:

3.755 STATE GOVERNMENT; STATUTES; INCLUSION OF APPROPRIATION RIDERS; DAMAGE BY INMATES. The department of corrections and the department of public welfare are directed to pay all claims involving property damage, not covered by insurance, resulting from actions of escaping inmates or runaway patients occurring while perfecting their escape, provided that the departments have verified the reasonableness of the amounts claimed. Upon the approval of the commissioner of public welfare or the commissioner of corrections as to the institutions under their respective control, the superintendent of any such institution may pay out of the current expense appropriation of the institution to any employee thereof the amount of any property damage sustained by the employee, not in excess of \$250, by reason or as a result of action of any patient or inmate of the institution.

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Sec. 2. Minnesota Statutes, 1975 Supplement, Section 16.02, Subdivision 16, is amended to read:

Subd. 16. To maintain and operate for state departments and agencies a central mailing service, and a duplicating division in which all duplication shall be done; to require that all equipment now or hereafter owned by the state be turned into the central duplicating division for use therein with the following exceptions:

(a) duplicating machines may be used by any department, institution, or state agency not located in St. Paul or Minneapolis, or by the state division of emergency services, or by the attorney general, or by the bureau of criminal apprehension in the administration of police training;

(b) the motor vehicle department may continue to fill the necessary data on motor vehicle license registration cards on duplicating machines or by duplicating process;

(c) the department of personnel may continue to produce work of confidential nature on their own duplicating machines;

(d) the department of public service may utilize a duplicating machine for the purpose of issuing its orders and other work which is confidential until the time of its release ;

(e) the board of investment may lease or purchase a duplicating machine.

The duplicating work to be done by the duplicating division shall be restricted to producing any form, booklet or pamphlet to the extent deemed appropriate by the commissioner of administration.

The term "duplicating" as used in this subdivision means that material produced by use of stencils, masters and plates which are to be used on duplicating equipment not larger than 11 by 17 inches or 28 by 43 centimeters.

Sec. 3. Minnesota Statutes 1974, Section 16A.72, is amended to read:

16A.72 INCOME PLACED IN GENERAL FUND. ~~Except as herein otherwise provided for by law, and except as provided in sections 16.78 and 85.22, All income, including fees or receipts of any nature whatsoever, except all federal aid, contributions, or reimbursements received for any account of any division or department for which an appropriation is made by law, shall be deposited in and for the benefit of the general fund , except that this shall not apply to federal aid, contributions, or reimbursements received for any account of any division or department for which an appropriation is made by law, or income to the university of Minnesota, or to revolving funds now established~~

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in institutions under the control of the commissioners of corrections or public welfare, or to receipts from the operation of patients' and inmates' stores and vending machines, which shall be deposited in the social welfare fund in each institution for the benefit of the patients and inmates, or to money received in payment for services of inmate labor employed in the industries carried on in the state reformatory for men, state reformatory for women, and state prison, which receipts shall be credited to the current expense fund of those institutions, or as provided in sections 16.78 and 85.22, or as otherwise provided by law.

Sec. 4. Minnesota Statutes 1974, Section 38.02, Subdivision 1, is amended to read:

38.02 AID, DISTRIBUTION. Subdivision 1. **SCHEDULE.** (1) ~~All sums hereafter~~ Money appropriated to aid county and district agricultural societies and associations shall be distributed to the following ~~named among all county and district~~ agricultural societies or associations: Aitkin County Agricultural Society, Anoka County Agricultural Society, The Becker County Agricultural Society and Fair Association, Beltrami County Agricultural Association, The Benton County Agricultural Society, Big Stone County Agricultural Society, Blue Earth County Agricultural Association, Mankato Fair and Blue Earth County Agricultural Association, Brown County Agricultural Society, The Carlton County Agricultural and Industrial Association, Carver County Agricultural Society of Waconia, Cass County Agricultural Society, Chippewa County Fair Association, The Chisago County Agricultural Society, Clay County Fair and Agricultural Association of Barnesville, Clay County, Minnesota, Clearwater County Agricultural Society, Cook County Agricultural Society, Cottonwood County Agricultural Society, Crow Wing County Fair Association, Dakota County Agricultural Society, The Dodge County Agricultural and Mechanical Society, Douglas County Agricultural Association, Faribault County Agricultural Society, Fillmore County Agricultural Society, Freeborn County Agricultural Society, Goodhue County Agricultural Society and Mechanic Institute, Cannon Valley Fair Association, Grant County Agricultural Association, Hennepin County Agricultural Society, Houston County Agricultural Society, Hubbard County Agricultural Association, Shell Prairie Agricultural Association, The Isanti County Agricultural Society, Itasca County Agricultural Association, The Fair Association of Jackson County, Minnesota, Kanabec County Agricultural Society, Kandiyohi County Fair Association, Kittson County Agricultural Society, The St. Vincent Union Industrial Association, Koochiching County Agricultural Association, Northern Minnesota District Fair Association, Lac qui Parle County Agricultural Society, Lake of the Woods County Fair Association, Lake County Agricultural Society, The Le Sueur County Fair Association, The Lincoln County Agricultural Society and County Fair Association, Lyon County Agricultural Society, McLeod County Agricultural Association, Mahanomen County Agricultural Society, Marshall County Agricultural Association, Martin County Agricultural Society, Meeker County Agricultural Society, The

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Mille Lacs County Agricultural Society, Morrison County Agricultural Association, The Morrison County Agricultural Society, Mower County Agricultural Society, The Murray County Agricultural Society, Nicollet County Agricultural Society, Nobles County Fair Association, The Agricultural Society of Norman County, Minnesota, Olmsted County Agricultural Association, Otter Tail County Agricultural Society and Fair Association, Perham Agricultural Society, Pennington County Fair Association, Pine County Agricultural Society, Pipestone County Agricultural Society, The Polk County Agricultural Fair Association, Northwestern Minnesota Agricultural Association, Pope County Agricultural Society, Ramsey County Agricultural Society, Red Lake County Agricultural Society, Redwood County Agricultural Society, The Renville County Agricultural Society, Rice County Agricultural Society, Agricultural Society of Rock County, The Roseau County Agricultural Society, The Saint Louis County Agricultural Fair Association, South St. Louis County Fair Association, Scott County Agricultural Society, Scott County Good Seed Association, The Sherburne County Agricultural Society, Sibley County Agricultural Association, Agricultural Society of Stearns County, Steele County Agricultural Society, Stevens County Agricultural Society, Swift County Fair Association, Todd County Agricultural Society, Traverse County Agricultural Association, The Wabasha County Agricultural Fair Association, Wadena County Agricultural Society, Waseca County Agricultural Society, Washington County Agricultural Society, Watonwan County Agricultural Society, Wilkin County Agricultural Society, Winona County Agricultural and Industrial Association, Wright County Agricultural Society, The Yellow Medicine County Fair Association, in the state pro rata, upon condition that each of them has complied with the conditions specified in clause (2).

(2) To be eligible to participate in such distribution, each such agricultural society or association (1) shall have held an annual fair for each of the three years last past, unless prevented from doing so because of a calamity or an epidemic declared by the local or state board of health to exist; (2) shall have an annual membership of 25 or more; (3) shall have paid out to exhibitors for premiums awarded at the last fair held a sum not less than the amount to be received from the state; (4) shall have published and distributed not less than three weeks before the opening day of the fair a premium list, listing all items or articles on which premiums are offered and the amounts of such premiums and shall have paid premiums pursuant to the amount shown for each article or item to be exhibited; provided that premiums for school exhibits may be advertised in the published premium list by reference to a school premium list prepared and circulated during the preceding school year; and shall have collected all fees charged for entering an exhibit at the time the entry was made and in accordance with schedule of entry fees to be charged as published in the premium list; (5) shall have paid not more than one premium on each article or item exhibited, excluding championship or sweepstake awards, and excluding the payment of open class premium awards to 4 H Club exhibits which at this same fair had won a first prize award in regular 4 H Club com-

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petition; (6) shall have submitted its records and annual report to the ~~state auditor~~ commissioner of agriculture on a form provided by the commissioner of finance, on or before the first day of November of the current year.

(3) All payments authorized under the provisions of this chapter shall be made only upon the filing by the ~~state auditor~~ commissioner of agriculture with the commissioner of finance of a certificate of examination, in which the ~~state auditor~~ commissioner of agriculture shall certify that he has caused an examination to be made of the records and accounts of the agricultural society or association making application for state aid and that it has in every respect complied with the requirements of this chapter. The certificate shall also state the total amount of premiums paid by the society or association. As used herein the term premium shall mean the cash award paid to an exhibitor for the merit of an exhibit of livestock, livestock products, grains, fruits, flowers, vegetables, articles of domestic science, handicrafts, hobbies, fine arts, and articles made by school pupils, or the cash award paid to the merit winner of events such as 4 H Club or Future Farmer Contest, Youth Group Contests, school spelling contests and school current events contests, the award corresponding to the amount offered in the advertised premium list referred to in schedule 2. Payments of awards for horse races, ball games, musical contests, talent contests, parades, and for amusement features for which admission is charged, are specifically excluded from consideration as premiums within the meaning of that term as used herein. Upon receipt of the certificate of examination by the ~~state auditor~~ commissioner of agriculture, it shall be the duty of the commissioner of finance to draw his voucher in favor of the agricultural society or association for the amount to which it is entitled under the provisions of this chapter, which amount shall be computed as follows: On the first \$750 premiums paid by each society or association, such society or association shall receive 100 percent reimbursement; on the second \$750 premiums paid, 80 percent; on the third \$750 premiums paid, 60 percent; and on any sum in excess of \$2,250, 40 percent.

(4) If the total amount of state aid to which the agricultural societies and associations are entitled under the provisions of this chapter exceeds the amount of the appropriation therefor, the amounts to which the societies or associations are entitled shall be pro rated so that the total payments by the state will not exceed the appropriation.

Sec. 5. Minnesota Statutes 1974, Section 38.02, is amended by adding a subdivision to read:

Subd. 4. POULTRY ASSOCIATION OR SOCIETY PREMIUMS AID. A poultry association or society that receives aid in payment of premiums at exhibitions of poultry shall not receive an amount greater than the annual premium paid to exhibitors by it and the amount of aid paid shall not in any case exceed the sum of \$150 to any one county. A society or association to be entitled to its distributive share

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of aid to poultry associations shall file annually with the commissioner of agriculture by the first day of April of each year a sworn statement signed by the president or secretary of the association or society showing the amount of cash premiums paid during the year to exhibitors. The amount to be distributed to the society or association from the aid appropriation shall be based and determined upon the amount of cash premiums paid out as hereinbefore provided. Except as herein provided, where there is more than one association in a county, the amount allotted to the county, not exceeding \$150, shall be distributed to the societies in equal amounts.

Sec. 6. Minnesota Statutes 1974, Section 121.26, is amended to read:

121.26 ENROLLMENT WITH BUREAU; FEE. Any person having a certificate to teach in this state, or who has completed a course of study as required for the issuance of a certificate, or who may be found entitled to receive such certificate, and who is deemed to be a fit and capable person for teaching, shall be entitled to enroll with the teachers employment bureau upon complying with the regulations of the state board and upon the payment of such fee as may be determined by the state board, which fee shall not ~~exceed~~ be less than \$10 per year.

Sec. 7. Minnesota Statutes 1974, Section 125.08, is amended to read:

125.08 TEACHERS' CERTIFICATES, FEES. Each application for the issuance, renewal, or extension of a certificate to teach shall be accompanied by a processing fee in an amount set by the commission, which shall not be less than \$10. Except as otherwise provided in this section, such fee shall be paid to the commissioner, who shall deposit them with the state treasurer, as provided by law, and report each month to the commissioner of finance the amount of fees collected. The fee as set by the commission shall be nonrefundable for applicants not qualifying for a certificate, provided however, that the fee shall be refunded by the state treasurer in those cases in which the applicant already holds a valid unexpired certificate.

Sec. 8. Minnesota Statutes 1974, Chapter 134, is amended by adding a section to read:

[134.035] STATE AID. Subdivision 1. The state board of education may make grants in aid to public libraries that annually receive public money in an amount equal to at least one-third of a mill on the assessed valuation of the taxable property in the area served by the library and that serve at least 20,000 persons or, with the approval of the commissioner of education, that serve less than 20,000 persons. The state board may make grants in aid for the improvement of library services at welfare and correctional institution libraries and for services to the blind and physically handicapped.

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Subd. 2. Applications for financial assistance shall contain any information the state board 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 a plan into effect, and a statement of the ability of local government within the area served by the applicant to finance operations out of public money 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 an amount and subject to the conditions that the state board determines after considering the information contained in the application for assistance and the total amount of state and federal money available for the promotion of library service in the state. No state money shall be used for construction of library facilities.

Sec. 9. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.017] METROPOLITAN STATE UNIVERSITY. Subdivision 1. The state university board shall operate an educational program for a state university 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 university system shall provide assistance in developing curricular and educational programs for the university.

Subd. 2. Metropolitan state university may deposit tuition receipts received during the final quarter of each year in a suspense account. The balance in that account shall not cancel on June 30 but shall be available in the next fiscal year.

Sec. 10. Minnesota Statutes 1974, Section 136.06, is amended to read:

136.06 EXPENSES, PAYMENT. No member of the state ~~college-~~university board and no person in its employ shall be paid for any expense incurred unless it shall appear that the expense was duly authorized by the executive committee or the president of the board and an itemized, verified account of the same, accompanied by sub-vouchers where sub-vouchers are practicable, is furnished by the claimant and filed with the commissioner of finance for his written audit. Such verification shall state that the expense bill is just and correct and for money actually and necessarily paid or to be paid for the purposes therein stated. If the expense is to be incurred in visiting another state, then, before the visit is authorized or undertaken, the chief executive committee officer or president must certify in writing the purpose of the visit, the necessity existing for the same, and the maximum expense to be incurred therefor, which certificate must be presented to the governor for his approval ~~approve the visit. No other approval is required~~ . If he does not approve the same, the visit shall not be under-

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taken. If the above provisions are complied with, the commissioner of finance shall pay such expense account in the same manner as monthly expenses and salaries are paid under the provisions of sections 136.03 to 136.08.

Sec. 11. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.063] EXPENSES; CHANCELLOR AND PRESIDENTS. The chancellor of the state university system and the president of each state university may be paid an allowance not to exceed \$3,000 annually for miscellaneous expenses in connection with their duties in the state university system. The provisions of chapter 16A shall not apply to these expenditures but the state university board shall prescribe the manner, amount, and purpose of the expenditures and report thereon to the legislature by November 15 of each even numbered year.

Sec. 12. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.065] INTERVIEW EXPENSES. Candidates for positions in the state university board central office or in a state university who have been invited by the state university board for an interview may be reimbursed for travel and subsistence expenses in the same manner and amounts as state employees. This reimbursement may be made from university imprest cash funds.

Sec. 13. Minnesota Statutes 1974, Section 136.11, Subdivision 1, is amended to read:

136.11 TUITION; FEES; ACTIVITIES FUNDS. Subdivision 1. **TUITION.** There shall be a charge for tuition to students in state ~~colleges-~~universities. The board shall fix rates of tuition for the various instructional programs including, but not limited to, in-service education courses, general adult education programs, summer session programs, off-campus courses, institutes, and projects. The board may waive tuition for persons who are under the guardianship of the commissioner of public welfare, provided that those persons are qualified for admission to the state ~~colleges~~ universities, and that those persons contribute toward their expenses by gainful employment if they are physically able to work. The board may continue to waive tuition for persons until they reach the age of 21 provided such persons were under the guardianship of the commissioner of public welfare when they reached the age of 18, that those persons are qualified for admission to the state ~~colleges~~ universities, and that those persons contribute toward their expenses by gainful employment if they are physically able to work. The state ~~college-university~~ board may waive tuition on instructional programs, institutes, courses, or projects when the sponsor pays all costs.

Nonresident students shall pay an additional tuition fee to be de-

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terminated by the board. Resident status shall be determined at the time of each registration according to the criteria set forth in rules and regulations which the state ~~college-university~~ board is hereby authorized and directed to establish.

Any student who registers for a term of instruction later than the stipulated date for such registration may be charged a late registration fee according to the rules to be established by the board.

All tuition receipts are appropriated to the board for the operation of the state university system, subject to budgetary control by the commissioner of finance.

Sec. 14. Minnesota Statutes 1974, Section 136.11, Subdivision 2, is amended to read:

Subd. 2. **FEES CHARGEABLE.** In addition thereto student activity fees shall be charged at the state ~~colleges~~ universities not to exceed \$15 per quarter, and in the model schools, not to exceed \$5 per quarter. The state university board may also prescribe fees to be charged students for university activities, functions, and purposes. All fees received are appropriated to the board for the purposes for which they are charged.

Sec. 15. Minnesota Statutes 1974, Section 136.11, is amended by adding a subdivision to read:

Subd. 8. **PLACEMENT SERVICE FEE.** The state universities are authorized to charge a placement service registration fee of \$10 to each student or graduate upon registration with the university placement service. All fees received are appropriated to the board for the purpose for which they are charged, subject to budgetary control by the commissioner of finance.

Sec. 16. Minnesota Statutes 1974, Section 136.11, is amended by adding a subdivision to read:

Subd. 9. **REFUNDS.** The state university board may make refunds to students for tuition, 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 amounts necessary to pay the refunds are appropriated from the funds to which they are charged. The state university board shall obtain the approval of the legislative auditor for the procedures used in carrying out the provisions of this subdivision.

Sec. 17. Minnesota Statutes 1974, Section 136.13, is amended to read:

136.13 ANNUAL MEETING; OFFICERS. The annual meeting of
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the state ~~college-university~~ board shall be held ~~on the second Monday~~ in May. At such meeting it shall choose by ballot a president, whose term of office shall be for two years and until his successor qualifies. In case of vacancy, the state ~~college-university~~ board shall appoint one of the directors president until the next annual meeting and until his successor qualifies. The commissioner of education shall be secretary of the board.

Sec. 18. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.232] REIMBURSEMENTS. Reimbursements are appropriated for use during the fiscal year in which they are received.

Sec. 19. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.24] TECHNICAL EQUIPMENT. Technical educational equipment may be procured for the state universities on request of the state university board either by brand designation or in accordance with standards and specifications the board may promulgate, notwithstanding the provisions of chapter 16 to the contrary.

Sec. 20. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.25] HEALTH BENEFITS. The state university board may contract for hospital benefits coverage and medical benefits coverage for students in the same manner as authorized by section 43.45 for state employees.

Sec. 21. Minnesota Statutes 1974, Section 136.62, is amended by adding a subdivision to read:

Subd. 5. Candidates for twelve-month administrative positions and for academic positions who have been invited by the state community college board for interview may be reimbursed for travel and subsistence expenses in the same manner and in the same amounts as state employees.

Sec. 22. Minnesota Statutes 1974, Chapter 136, is amended by adding a section to read:

[136.67] RECEIPTS; FUNDS. Subdivision 1. All receipts of every kind, nature, and description, including student tuition and fees, all federal receipts, aids, contributions, and reimbursements, but not including receipts attributable to community college activity funds, in all the state community colleges are appropriated to the state community college board, but are subject to budgetary control to be exercised by the commissioner of finance.

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Subd. 2. The state community college board may establish activity funds, except for dormitory purposes, and imprest cash funds, waive tuition charges, and 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 of 1958, as amended, to the same extent and subject to the same conditions as this authority is vested in the state university board. Sections 136.045; 136.142; 136.143; 136.144; 136.171; 136.22; 136.56; 169.966; and 352.01, subdivision 2a, clause (6), also apply to the state community college board and the state community colleges in the same manner as to the state university board and the state universities.

Subd. 3. All receipts attributable to the community college activity funds and deposited in the state treasury are appropriated to the state community college board and are not subject to budgetary control as exercised by the commissioner of finance.

Subd. 4. Reimbursements are appropriated for use during the fiscal year in which they are received.

Sec. 23. Minnesota Statutes 1974, Section 137.02, is amended by adding a subdivision to read:

Subd. 4. EMPLOYEE SALARIES. All nonacademic employees of the university of Minnesota shall be paid salaries comparable to salaries paid to state employees in the classified civil service.

Sec. 24. Minnesota Statutes 1974, Chapter 137, is amended by adding a section to read:

[137.025] APPROPRIATIONS; PAYMENT. Subdivision 1. The commissioner of finance shall pay no money to the university of Minnesota pursuant to a direct appropriation, other than an appropriation for the university of Minnesota hospitals or for buildings, until the university first certifies to the commissioner of finance that its aggregate balances in the temporary investment pool, cash, or separate investments, resulting from all state maintenance and special appropriations do not exceed \$7,000,000, or any other amount specified in the act making the appropriation, plus one-third of all tuition and fee payments from the previous fiscal year. Upon this certification, 1/12 of the annual appropriation to the university shall be paid at the beginning of each month. Additional payments shall be made by the commissioner of finance whenever the state appropriations and tuition aggregate balances in the temporary investment pool, cash, or separate investments are reduced below the indicated levels.

Subd. 2. The commissioner of finance shall pay no money to the university of Minnesota pursuant to a direct appropriation for buildings until all balances separately invested, including cash, and those in the temporary investment pool attributable to all state building funds

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shall be reduced below \$5,000,000, or any other amount specified in the act making the appropriation. 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 the indicated level.

Subd. 3. Money not paid to the university by reason of the foregoing requirements shall be invested by the state in those securities authorized by section 11.10 until paid to the university. Income from investments shall be credited to the general fund in the state treasury.

Sec. 25. Minnesota Statutes 1974, Chapter 137, is amended by adding a section to read:

[137.027] APPROPRIATIONS; FRINGE BENEFITS. Direct appropriations to the university of Minnesota include money to pay the employer's share of social security, state retirement, and health insurance. Money provided for these purposes shall be expended only for these purposes and any amounts in excess of the employer's share shall be returned to the state treasury.

Sec. 26. Minnesota Statutes 1974, Chapter 137, is amended by adding a section to read:

[137.22] HIGHER EDUCATION ACT OF 1965; RECEIPTS. 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 the program shall be deposited in the state treasury. The receipts are appropriated to the department or agency making the deposit, to be used as part of the state's 25 percent share of the cost of the programs. The balance of the state's share of the cost of the programs is payable by the participating departments or agencies from any moneys appropriated for salaries, supplies and expenses.

Sec. 27. Minnesota Statutes 1974, Section 138.01, is amended to read:

138.01 MINNESOTA STATE HISTORICAL SOCIETY AGENCY OF STATE GOVERNMENT; APPROPRIATIONS. Subdivision 1. For the purposes of Laws 1925, Chapter 426, the Minnesota state historical society shall be construed to be an agency of the state government. All appropriations made to the Minnesota historical society shall be subject to the charter of the Minnesota historical society of 1849 and as amended in 1856.

Subd. 2. From appropriations made to the Minnesota historical society, employees, with the exception of the director, shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service. Money necessary to meet expenses shall be paid

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to the society upon certification by the director of the Minnesota historical society of the amount to the commissioner of finance.

Subd. 3. Money appropriated to the Minnesota historical society shall be expended in the manner and under the terms and conditions described by the governing body of the Minnesota historical society.

Sec. 28. Minnesota Statutes 1974, Chapter 138, is amended by adding a section to read:

[138.65] ADMISSION FEES. The Minnesota historical society may establish and collect fees it deems reasonable for admission to the state owned historic sites under its control. These fees shall be deposited in the general fund.

Sec. 29. Minnesota Statutes 1974, Section 144.169, is amended by adding a subdivision to read:

Subd. 4. All money received from the national office of vital statistics for microfilmed transcripts of vital statistics records shall be deposited in the general fund.

Sec. 30. Minnesota Statutes 1974, Section 158.04, is amended to read:

158.04 TRANSPORTATION OF PATIENTS; PAYMENT FOR BY COUNTY. Upon approval of such application, if the patient is unable to travel alone, the board of county commissioners may appoint a suitable official or person to take the patient to the University of Minnesota hospitals and such person shall receive his actual and necessary expenses; and, if not a salaried officer of the state, or any subdivision thereof, shall receive in addition \$3 per day for the time actually and necessarily consumed in transporting the patient to the hospital and returning. The traveling expenses of the patient, the per diem and expenses of the person appointed to accompany him, and ~~one-half~~ 30 percent of the first \$5,000 of the expense charged against the patient while an inmate of the hospital shall be paid by the county of residence of the patient and it shall be the duty of the board of county commissioners to provide for such payment.

If the county of residence of the patient is not the county in which the patient has legal settlement for the purposes of poor relief, then the county of residence may seek reimbursement from the county in which the patient has settlement for the purposes of poor relief for all costs it has necessarily incurred and paid in connection with the hospitalization of said patient.

Sec. 31. Minnesota Statutes 1974, Section 158.05, is amended to read:

158.05 ACTUAL COST TO BE CHARGED PATIENTS. The Uni-

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versity of Minnesota hospitals shall treat patients admitted on certificate of the board of county commissioners of any county at rates based on actual cost, as determined by the board of regents of the University of Minnesota. Seventy percent of the first \$5,000 in charges against a patient, and all of the charges against a patient in excess of \$5,000, will be paid by the state from appropriations made to the university for this purpose. Any resident of the state, upon a proper showing to the board of regents of the University of Minnesota that he is unable to pay ordinary physician's fees and hospital charges, may be received upon paying the same rate as charged for county patients. It shall be the duty of the board of regents to investigate applications made for such treatment under this section; and, if satisfied of the truth of the allegations made and of the necessity for treatment, the board of regents shall admit such patients when there is room in the hospitals.

Students of the University of Minnesota and such other patients as the board of regents, to an extent that will not interfere with the primary purpose of the hospitals, as set forth in section 158.02, may direct, may be received in the hospitals when there is room and any fees received from such patients shall be used for the purposes of the hospitals.

Sec. 32. Minnesota Statutes 1974, Section 158.08, is amended to read:

158.08 EXPENSES PAID BY COUNTIES. The commissioner of finance shall audit the quarterly reports submitted by the board of regents and draw his draft for the proper amount against each county from which expense charges are due and deliver it to the treasurer for collection. The treasurer shall notify the auditor of each county against whom a draft has been issued of the amount due. Upon receipt of such notice the county auditor shall issue his warrant on the poor fund for the amount due, except that in any county now or hereafter caring for the poor under a county poor commission, the notice shall be given to the county poor commission, which shall issue its warrant on the poor fund of the county for the amount due. The warrant shall be delivered to the county treasurer, who shall, if funds are available, issue his check payable to the state treasurer for the amount of the warrant. If no funds are available in the poor fund for the payment of the warrant, it shall be registered. The check or registered warrant shall be mailed to the state treasurer. All payments hereunder shall be credited to the general fund, and are appropriated to the university of Minnesota.

Sec. 33. Minnesota Statutes 1974, Section 161.142, Subdivision 6, is amended to read:

Subd. 6. EXPENDITURES; LIMITATION. None of the provisions of subdivisions 1 to 7 shall be construed as authorizing the commissioner of highways to expend trunk highway funds for non-trunk highway purposes. ~~There is appropriated out of the trunk highway fund a~~

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sum of money sufficient to carry out the provisions of subdivisions 4 to 7:

Sec. 34. Minnesota Statutes 1974, Section 161.201, is amended to read:

161.201 RELOCATION SERVICES, CITIES OF FIRST CLASS. The commissioner of highways may enter into agreements with any public agency of a city of the first class whereby such agency would contract to provide relocation services to fee owners, contract for deed vendees, or lessees within such city whose property has been or is about to be acquired for trunk highway purposes. The compensation agreed upon for such services shall be paid out of the trunk highway fund ; ~~and there is appropriated from said fund a sufficient sum of money to carry out the purposes provided for herein~~ . The specific services to be performed by such agency and the compensation to be paid therefor from the trunk highway fund shall be set forth in detail in the agreement.

Sec. 35. Minnesota Statutes 1974, Chapter 161, is amended by adding a section to read:

[161.51] FEDERAL-STATE SAFETY ACCOUNT. There is established within the trunk highway fund a federal-state safety account. The commissioner of highways may transfer the unobligated balance of any direct appropriation to the department of highways for administrative operations, maintenance, highway development support, research and standards, state aid administration, or planning and programming, into this account if needed to advance state money for approved federal highway safety projects. The commissioner may receive money from state or local governmental agencies to be used for projects under the federal highway safety program. All federal reimbursements shall be deposited in the state treasury and are appropriated to the federal-state safety account to be available until the end of the fiscal biennium during which they are received.

Sec. 36. Minnesota Statutes 1974, Section 167.45, is amended to read:

167.45 OPERATION COSTS, PAYMENT. The cost of operation and maintenance of the new central office building for the department of highways, or so much thereof as is properly attributable to the department of highways, shall be paid out of the trunk highway fund ~~and so much as is necessary therefor is hereby appropriated therefrom~~ .

Sec. 37. Minnesota Statutes 1974, Section 171.26, is amended to read:

171.26 MONEYS CREDITED TO TRUNK HIGHWAY FUND AND TO GENERAL FUND. All money received under the provisions of this chapter shall be paid into the state treasury with 90 percent of such

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money credited to the trunk highway fund, and ten percent credited to the general fund. ~~Such money that shall be necessary for the administration of the drivers license law and safety responsibility act is hereby appropriated from the trunk highway fund:~~

Sec. 38. Minnesota Statutes 1974, Section 173.231, is amended to read:

173.231 FEES. There is annually appropriated out of the trunk highway fund a sum of money sufficient to carry out the provisions of Laws 1971, Chapter 882. All fees collected under Laws 1971, Chapter 882 sections 173.07 and 173.13, shall be paid into the trunk highway funds fund.

Sec. 39. Minnesota Statutes 1974, Section 241.27, is amended by adding a subdivision to read:

Subd. 3. Grants received from the federal government for any vocational training program or for administration under the jurisdiction of the commissioner of corrections shall, in the first instance, be credited to a federal grant fund and shall be transferred therefrom to the credit of the commissioner of corrections in the appropriate account upon certification of the commissioner of corrections that the amounts so requested to be transferred have been earned or are required for the purposes and program intended. Moneys received by the federal grant fund need not be budgeted as such provided transfers from the fund are budgeted for allotment purposes in the appropriate appropriation.

Sec. 40. Minnesota Statutes 1974, Chapter 242, is amended by adding a section to read:

[242.55] ACADEMIC PROGRAM. The academic program at the state training school and the Minnesota home school shall be conducted on a 12 month basis.

Sec. 41. Minnesota Statutes, 1975 Supplement, Section 243.09, Subdivision 3, is amended to read:

Subd. 3. For the purposes of subdivisions 1 and 2, and sections 609.115 and 609.135, subdivision 1, the commissioner shall appoint state agents who shall be in the classified service of the state civil service. He may also appoint suitable persons in any part of the state or enter into agreements with individuals and public or private agencies, for the same purposes, and pay the costs incurred under the agreements. Parole agents shall reside in the various districts of the state in which they are employed. Every agent or person shall perform the duties the commissioner may prescribe in behalf of or in the supervision of those persons described in subdivision 2. In addition, every agent or person shall act under the orders of the Minnesota corrections authority or the commissioner in the supervision of those persons conditionally released as provided in subdivision 1. Agents shall provide

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assistance to conditionally released persons in obtaining employment, and shall conduct relevant investigations and studies of persons under supervision upon the request of the commissioner or the authority. Regional supervisors may also supervise state parole agents as directed by the commissioner of corrections. This duty shall not interfere with the supervisor's responsibility under the County Probation Act, Laws 1959, Chapter 698.

Sec. 42. Minnesota Statutes 1974, Chapter 245, is amended by adding a section to read:

[245.035] INTERVIEW EXPENSES. Job applicants for professional, administrative, or highly technical positions recruited by the commissioner of public welfare may be reimbursed for necessary travel expenses to and from interviews arranged by the commissioner of public welfare.

Sec. 43. Minnesota Statutes 1974, Section 245.61, is amended to read:

245.61 COMMISSIONER OF PUBLIC WELFARE MAY MAKE GRANTS FOR LOCAL MENTAL HEALTH PROGRAMS. The commissioner of public welfare is hereby authorized to make grants to assist cities, counties, towns or any combinations thereof, or non-profit corporations in the establishment and operation of local mental health programs to provide the following services: (a) collaborative and cooperative services with public health and other groups for programs of prevention of mental illness, mental retardation, alcoholism, and other psychiatric disabilities; (b) informational and educational services to the general public, and lay and professional groups; (c) consultative services to schools, courts and health and welfare agencies, both public and private, including diagnostic evaluation of cases from juvenile courts; (d) out-patient diagnostic and treatment services; (e) rehabilitative services for patients suffering from mental or emotional disorders, mental retardation, alcoholism, and other psychiatric conditions particularly those who have received prior treatment in an in-patient facility; (f) detoxification in alcoholism evaluation and service facilities.

Sec. 44. Minnesota Statutes 1974, Section 245.65, Subdivision 1, is amended to read:

245.65 LIMITATION ON GRANTS. Subdivision 1. Except as hereinafter provided, grants for any program shall not exceed 50 percent of the total expenditures for (a) salaries, (b) contract facilities and services, (c) operation, maintenance, rental and service costs, (d) per diem and travel expense of members of community mental health boards, (e) mortgage or other financial costs specifically approved by the commissioner of public welfare for buildings and facilities constructed under the auspices of community mental health centers construction programs sponsored by the government of the United States, (f) mortgage or other financial costs specifically approved by the commissioner of

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public welfare for buildings and facilities which are not constructed under the auspices of community mental health centers construction programs sponsored by the government of the United States, providing such grants do not exceed 25 percent of total construction costs, and (g) other expenditures specifically approved and authorized by the commissioner of public welfare. ~~Where any county served by a program hereunder has an assessed valuation of real and personal property of less than \$13,000,000 and the required total mill levy for all costs, including administrative costs, for all forms of public assistance exceeds by 50 percent or more the average required mill levy for such costs in all counties of the state; grants hereunder, attributable to such county's proportionate share of the total expenditures based on the ratio of such county's population to the total population of the area served by the program, may exceed 50 percent of the total expenditures but shall not exceed 75 percent of the total expenditure for the mental health program of such county.~~ No grants shall be made for capital expenditures, except as herein provided. Grants may be made for expenditures for mental health services whether provided by operation of a local facility or through contract with other public or private agencies. No state money shall be used for matching that part of salaries paid above the class of persons in comparable positions in the state civil service, nor shall any state money be used for matching that part of fringe benefits that exceeds the fringe benefits provided to employees in the state civil service.

Sec. 45. Minnesota Statutes 1974, Section 246.02, Subdivision 2, is amended to read:

Subd. 2. The commissioner of public welfare shall act with the advice of the medical policy directional committee on mental health in the appointment and removal of the chief executive officers of the following institutions: Anoka ~~State Hospital-Nursing Home~~ , Ah-Gwah-Ching State Hospital, Fergus Falls State Hospital, Hastings State Hospital, Moose Lake State Hospital, Oak Terrace Nursing Home, Rochester State Hospital, St. Peter State Hospital, ~~Sandstone State Hospital~~, Willmar State Hospital, Faribault State Hospital, Cambridge State Hospital, and Brainerd State Hospital ; ~~and Minnesota State Sanatorium .~~

Sec. 46. Minnesota Statutes 1974, Section 246.02, Subdivision 4, is amended to read:

Subd. 4. Within the limits of appropriations available ~~but not to exceed individual salaries of \$12,250 each~~ and with the advice of the medical policy directional committee, the commissioner shall set the salary of the individual officers named in subdivision 2 according to standards of training and experience established by him. He may not reduce the salary of any officers incumbent at the time of the passage of this subdivision. In addition to his salary, each officer named in ~~subdivisions~~ subdivision 2 and 3 is entitled to reimbursement for all expenses necessarily incurred by him in the performance of his duties.

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The said chief executive officer shall reside at the institution, if required so to do by the commissioner of public welfare and if quarters reasonably suitable are available at such state institution; such residence quarters and maintenance thereof, including food and services for such chief executive officer and his family shall be furnished without charge and without deduction from salary. The commissioner of public welfare shall ascertain and establish the reasonable cost thereof. If reasonably suitable quarters are not available at the institution and the chief executive officer shall, with the permission of the commissioner of public welfare, reside in quarters not furnished by the state; a sum shall be added to the salary of such chief executive officer in an amount equal to but not to exceed the reasonable cost of quarters and maintenance including food and services as the cost is established by the commissioner of public welfare with respect to other executive officers of such other institutions:

Sec. 47. Minnesota Statutes 1974, Chapter 246, is amended by adding a section to read:

[246.57] SHARED SERVICE AGREEMENTS. The commissioner of public welfare may authorize any state hospital to enter into agreement with other governmental and nonprofit health service organizations for participation in shared service agreements that would be of mutual benefit to the state, the health service organizations involved, and the public. The charges for the services shall be on an actual cost basis and the receipts shall be deposited in the general fund.

Sec. 48. Minnesota Statutes 1974, Chapter 246, is amended by adding a section to read:

[246.58] LABOR ACCOUNTS; USE OF PROFITS. Profits accrued by reason of operation of diversified labor accounts at any public institution under the control of the commissioner of public welfare may be used at the direction of the superintendent of the institution for the purchase of occupational therapy equipment.

Sec. 49. Minnesota Statutes 1974, Chapter 246, is amended by adding a section to read:

[246.59] LODGING; FOOD; MAID SERVICE. Subdivision 1. The commissioner of administration shall establish a fair rental rate including utility costs to any person who resides on state welfare or correctional institution grounds.

Subd. 2. Quarters and a stipend allowance of not to exceed \$150 per month may be authorized by the commissioner of welfare for medical students and physician fellows.

Subd. 3. Neither the commissioner of corrections nor the commissioner of public welfare shall furnish commissary privileges including food, laundry service, and household supplies to any person in staff

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residences or apartments.

Subd. 4. Neither the commissioner of corrections, the commissioner of public welfare, nor any other state officer or employee shall use state money to employ personnel with domestic duties to work in the residence of any officer or employee of any institution, department, or agency of the state.

Sec. 50. Minnesota Statutes 1974, Chapter 246, is amended by adding a section to read:

[246.60] CONSOLIDATION; EMPLOYEES. When institutions under the control of the commissioner of public welfare or the commissioner of corrections are consolidated, the commissioner of personnel and the commissioner of administration shall direct the department incorporating the consolidation and any other state department or agency, as necessary, to employ the affected employees at no loss in salary. The commissioner of personnel shall temporarily suspend any rules or laws to accommodate these provisions. Any department or agency that employs an affected employee is authorized to temporarily exceed its approved complement. The commissioner of personnel shall develop procedures to insure that moving expenses are reimbursed for those employees who relocate pursuant to the consolidation.

Sec. 51. Minnesota Statutes 1974, Section 248.07, Subdivision 8, is amended to read:

Subd. 8. USE OF REVOLVING FUND, LICENSES FOR OPERATION OF VENDING MACHINES. The revolving fund created by Laws 1947, Chapter 535, Section 5, is continued as provided in this subdivision and shall be known as the revolving fund for vocational rehabilitation of the blind. It shall be used for the purchase of equipment and supplies for establishing and operating of vending stands by blind persons. All income, receipts, earnings, and federal grants due to the operation thereof shall also be paid into the fund. All equipment, supplies, and expenses for setting up these stands shall be paid for from the fund. Authority is hereby given to the commissioner of public welfare to use the moneys available in the revolving fund ~~established by Laws 1947, Chapter 535, Section 5,~~ for the establishment, operation and supervision of vending stands by blind persons for the following purposes: (1) purchase, upkeep and replacement of stand equipment; (2) purchase of initial and replacement stock of supplies and merchandise; (3) expenses incidental to the setting up of new stands and improvement of old stands; (4) purchase of general liability insurance as deemed advisable for any vending stand by the commissioner; (5) reimbursement to individual stand operators for reasonable travel and maintenance expenses incurred in attending supervisory meetings as called by the commissioner of public welfare.

The commissioner shall, in issuing each license for the operation of a vending stand or vending machine, give preferences to blind per-

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sons who have resided for at least one year in the state of Minnesota. He shall issue each license for an indefinite period but he may terminate any license in the manner provided. In granting licenses for new or vacated stands preference on the basis of seniority of experience in operating stands under the control of the commissioner shall be given to capable operators who are deemed competent to handle the enterprise under consideration. Application of such preference shall not prohibit the commissioner from selecting an operator from the community in which the stand is located.

Sec. 52. Minnesota Statutes, 1975 Supplement, Section 252.24, Subdivision 4, is amended to read:

Subd. 4. **LIMITATION ON GRANTS; FEES.** No grants of assistance to any center shall exceed 60 percent of all its expenditures for (a) salaries, (b) contract facilities and services, (c) operation, maintenance and service costs, (d) rent of an appropriate facility, (e) mortgage or other financial costs specifically approved and authorized by the commissioner of public welfare, (f) other expenditures specifically approved and authorized by the commissioner of public welfare; provided, the grant of assistance to each center shall fund the center's total cost under its approved budget for the fiscal year for transportation to and from the center of persons who fulfill the eligibility requirements of section 252.23, subdivision 1, and who attend the center.

~~Where any county served by a program hereunder has an assessed valuation of real and personal property of less than \$13,000,000 and the required total mill levy for all costs, including administrative costs, for all forms of public assistance exceeds by 50 percent or more the average required mill levy for such costs in all counties of the state, grants hereunder, attributable to such county's proportionate share of the total expenditures based on the ratio of such county's population to the total population of the area served by the program, may exceed 50 percent of the total expenditures but shall not exceed 75 percent of the total expenditure for the daytime activity center program of such county. The board of directors of an activity center may, with the approval of the commissioner, charge a reasonable attendance fee, based on the ability of the mentally retarded or cerebral palsied person, his guardian or family to pay such a fee. No mentally retarded or cerebral palsied person shall be denied participation in the activities of such a center because of an inability to pay such a fee.~~

Sec. 53. Minnesota Statutes 1974, Section 252.27, Subdivision 1, is amended to read:

252.27 COST OF BOARDING CARE OUTSIDE HOME OR INSTITUTION. Subdivision 1. Whenever any child who is mentally retarded, epileptic or emotionally handicapped is cared for outside the home and outside the several state institutions, in a facility approved by the commissioner of public welfare, the cost of such care shall be paid by the county in which such child has settlement for poor relief purposes; if

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the child does not have a settlement in this state, such cost shall be paid by the county in which he is found. The county paying the costs of such care and treatment shall, subject to uniform regulations established by the commissioner of public welfare, receive reimbursement not exceeding ~~one half~~ 70 percent of such costs from funds made available for this purpose by the legislature, provided, however, that such reimbursement shall cease upon the mentally retarded, epileptic or emotionally handicapped child reaching age 18. If the state appropriation for this purpose is insufficient, reimbursement shall be prorated. For the purposes of this section an "emotionally handicapped child" means any child having a psychiatric or other disorder which substantially impairs his mental health and who is in need of treatment or supervision.

Sec. 54. Minnesota Statutes 1974, Section 254A.08, Subdivision 3, is amended to read:

Subd. 3. The expense of administration, operation and maintenance of detoxification programs throughout the state shall be financed as follows: Services provided and clients served qualifying for federal reimbursement shall be financed totally out of state and federal matching funds; services provided and clients served not qualifying for federal reimbursement shall be financed one-half from state revenues and one-half from local revenues appropriated from the county funds. If the state appropriation for this purpose is insufficient, reimbursement shall be prorated. All clients shall purchase services in accordance with the regulations promulgated by the department of public welfare.

Sec. 55. Minnesota Statutes 1974, Section 256.01, Subdivision 8, is amended to read:

Subd. 8. **COUNTY SERVICES COORDINATORS.** Any county or group of counties acting through its or their welfare board or boards may designate a county services coordinator who shall coordinate services and activities, both public and private, that may further the well being of the aging and meet their social, psychological, physical and economic needs. The coordinator shall perform such other duties as the board may direct to stimulate, demonstrate, initiate, and coordinate local public, private, and voluntary services within the county dedicated to providing the maximum opportunities for self help, independence, and productivity of individuals concerned. The board may appoint a citizens advisory committee which shall advise the coordinator and the board on the development of services and perform such other functions at the county level as are prescribed for the Governor's Citizens Council at the state level. The members shall serve without compensation. Members of citizens advisory committees required by federal law for programs for the aging who receive federal money in payment for a portion of their actual expenses incurred in performance of their duties may receive the remaining portion from state money appropriated for programs for the aging.

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Sec. 56. Minnesota Statutes 1974, Section 256.011, is amended to read:

256.011 ADMINISTRATION OF FEDERAL GRANTS-IN-AID.

Subdivision 1. If, when and during such time as grants-in-aid are provided by the federal government for relief of the poor and accepted by this state, such aid shall be administered pursuant to and in accordance with rules and regulations promulgated and adopted by the commissioner of public welfare; and during such time any provision of Minnesota Statutes 1945, Chapter 261, as amended by Laws 1947, Chapter 546, of Minnesota Statutes 1945, Chapter 262, and of Minnesota Statutes 1945, Chapter 263, in conflict with such rules and regulations shall be and remain, to the extent of such conflict, inoperative and suspended.

Subd. 2. Grants-in-aid received from the federal government for any welfare, assistance or relief program or for administration under the jurisdiction of the commissioner of public welfare shall, in the first instance, be credited to a federal grant fund and shall be transferred therefrom to the credit of the commissioner of public welfare in the appropriate account upon certification of the commissioner of public welfare that the amounts so requested to be transferred have been earned or are required for the purposes and programs intended. Moneys received by the federal grant fund need not be budgeted as such, provided transfers from the fund are budgeted for allotment purposes in the appropriate appropriations.

Subd. 3. The commissioner of public welfare shall negotiate with the federal government, or any agency, bureau, or department thereof, for the purpose of securing or obtaining any grants or aids. Any grants or aids thus secured or received are appropriated to the commissioner of public welfare and made available for the uses and purposes for which they were received but shall be used to reduce the direct appropriations provided by law unless federal law prohibits such action or unless the commissioner of public welfare obtains approval of the governor who shall seek the advice of the legislative advisory commission.

Sec. 57. Minnesota Statutes, 1975 Supplement, Section 260.251, Subdivision 1a, is amended to read:

Subd. 1a. COST OF GROUP FOSTER CARE. Whenever a child is placed in a group foster care facility as provided in section 260.185, subdivision 1, clause (b) or clause (c), item (5), the cost of providing the care shall, upon certification by the juvenile court, be paid from the welfare fund of the county in which the proceedings were held. To reimburse the counties for the costs of providing group foster care for delinquent children and to promote the establishment of suitable group foster homes, the state shall quarterly, from funds appropriated for that purpose, reimburse counties 50 percent of the costs not paid by federal and other available state aids and grants. Reimbursement shall

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be prorated if the appropriation is insufficient.

The commissioner of corrections shall establish procedures for reimbursement and certify to the commissioner of finance each county entitled to receive state aid under the provisions of this subdivision. Upon receipt of a certificate the commissioner of finance shall issue a state warrant to the county treasurer for the amount due, together with a copy of the certificate prepared by the commissioner of corrections.

Sec. 58. Minnesota Statutes 1974, Section 260.311, Subdivision 5, is amended to read:

Subd. 5. **REIMBURSEMENT OF COUNTIES.** In order to reimburse the counties for the cost which they assume under Laws 1959, Chapter 698, of providing probation and parole services to wards of the Minnesota corrections authority and to aid the counties in achieving the purposes of this section, the commissioner of corrections shall annually, from funds appropriated for that purpose, pay 50 percent of such costs to all counties of not more than 200,000 population. Nothing herein shall be deemed to invalidate any payments to counties made pursuant to this section before the effective date of Laws 1963, Chapter 694. Reimbursement shall be made only for probation officers' salary costs. Salary costs include fringe benefits, but only to the extent that fringe benefits do not exceed those provided for state civil service employees. Salary costs shall not be reimbursed unless county probation officers are paid salaries commensurate with the salaries paid to comparable positions in the classified service of the state civil service. The salary range to which each county probation officer is assigned shall be determined by the judge of juvenile court based on the officer's length of service and performance. The judge of juvenile court shall annually assign each county probation officer to a position on the salary scale commensurate with the officer's experience, tenure, and responsibilities. The judge shall file with the county auditor an order setting each county probation officer's salary. Time spent by a county probation officer as a court referee shall not qualify for reimbursement. Reimbursement shall be prorated if the appropriation is insufficient.

Sec. 59. Minnesota Statutes, 1975 Supplement, Section 268.08, Subdivision 5, is amended to read:

Subd. 5. **SERVICES PERFORMED FOR STATE, MUNICIPALITIES OR CHARITABLE CORPORATIONS.** Effective January 1, 1974, benefits based on service in employment defined in section 268.04, subdivision 12, clauses (7), (8), and (9), shall be payable in the same amount, on the same terms and subject to the same conditions as compensation payable on the basis of other service subject to this law except that, (a) benefits based on service in an instructional, research, or principal administrative capacity in an institution of higher education (as defined in section 268.04, subdivision 12, clause (15)) shall not be

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paid to an individual for any week of unemployment which begins during the period between two successive academic years, or during a similar period between two regular terms, whether or not successive, or during a period of paid sabbatical leave provided for in the individual's contract, if the individual has a contract or contracts to perform services in any such capacity for any institution or institutions of higher education for both such academic years or both such terms; (b) benefits based on wage credits earned in the employment of a public or private school, or a political subdivision for service with respect to a school, or in the classified employment of the state board for community colleges shall not be paid to an individual during any period between two successive school years when the activity in which the wage credits were earned is not normally performed. This provision shall not apply to any individual who, prior to the end of a school year, has voluntarily left or has been indefinitely separated from such employment. For the purposes of this clause, school year means that period established by a school board in accordance with Minnesota Statutes 1971, Section 126.12.

Sec. 60. Minnesota Statutes 1974, Section 299D.03, Subdivision 6, is amended to read:

Subd. 6. **TRAINING PROGRAMS.** The commissioner of public safety may provide training programs for the purpose of obtaining qualified personnel for the highway patrol. Persons accepted by the commissioner of public safety for training under such training program shall be designated highway patrol trainees and shall receive a salary not to exceed 70 percent of the basic salary for patrol officers as such is set forth in subdivision 2, per month during the period of such training ; ~~and there is hereby appropriated out of the trunk highway fund a sufficient sum of money to carry out the provisions of this subdivision~~ . Nothing contained in this subdivision shall be construed to prevent the commissioner of public safety from providing in-service training programs for highway patrol officers. The commissioner of highways shall furnish the commissioner of public safety with lands and buildings necessary in providing in-service training programs at no cost to the division of highway patrol.

Sec. 61. Minnesota Statutes 1974, Section 299D.04, is amended to read:

299D.04 NATIONWIDE POLICE COMMUNICATION SYSTEM. The commissioner of public safety may enter into the necessary agreements and purchase the necessary equipment for participation in a nationwide police communication system. All costs of participation in such system by the highway patrol chargeable to the state of Minnesota shall be paid from the fund in the state treasury credited with fines and forfeited bail money. ~~There is hereby appropriated from said fund a sufficient amount of money to carry out the provisions of this section.~~

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Sec. 62. Minnesota Statutes 1974, Section 352B.02, Subdivision 1, is amended to read:

352B.02 RETIREMENT ASSOCIATION. Subdivision 1. There is hereby established a highway patrolmen's retirement association, the membership of which shall consist of all persons defined in section 352B.01, subdivision 2. Each member shall pay a sum equal to eight percent of his monthly salary. Such amounts shall be deducted monthly by the department head, who shall cause the total amount of said monthly deductions to be paid to the state treasurer, and shall cause a detailed report of all monthly deductions to be made each month to the secretary of the association. In addition thereto, there shall be paid out of ~~state funds~~ money appropriated for this purpose, monthly, by the department heads, a sum equal to 12 percent of the salary upon which deductions were made, and a sum equal to ten percent of the salaries upon which deductions were made for the purpose of amortizing the actuarial deficit of the fund, the same to be credited to the highway patrolmen's retirement fund. All moneys received by said association shall be deposited by the state treasurer in the highway patrolmen's retirement fund. Out of said fund shall be paid the expenses of the association, and the benefits and annuities as hereinafter provided.

Sec. 63. **REPEALER.** Minnesota Statutes 1974, Sections 136.821; 161.241, Subdivision 5; 161.261, Subdivision 3; and 167.40; are repealed.

Sec. 64. **REPEALER.** Laws 1969, Chapter 157, Section 2; Laws 1973, Chapter 768, Section 23; and Laws 1975, Chapter 433, Section 20, are repealed.

Sec. 65. **EFFECTIVE DATE.** This act is effective July 1, 1976.

Approved April 3, 1976.

CHAPTER 164—S.F.No.2318

An act relating to highways; providing for the construction and maintenance of acoustical barriers along the perimeter of certain trunk highways; amending Minnesota Statutes, 1975 Supplement, Section 161.125.

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

Section 1. Minnesota Statutes, 1975 Supplement, Section 161.125, is amended to read:

161.125 HIGHWAYS; SOUND BARRIERS; SOUND ABATEMENT ALONG HIGHWAYS. Subdivision 1. The commissioner of highways

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