

~~upon when~~ the mentally retarded, epileptic or emotionally handicapped child ~~reaching reaches~~ 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 emotional disorder which substantially impairs his mental health and who is in need of requires 24 hour treatment or supervision.

Sec. 3. Minnesota Statutes 1976, Section 252.27, Subdivision 2, is amended to read:

Subd. 2. The commissioner of public welfare shall promulgate rules to determine the responsibility of the parents and the child to contribute to the cost of care and treatment based upon ability to pay. Responsibility of the parents and of the child for the cost of care shall be up to a maximum of \$125. Reimbursement by the parents and child Parents shall be responsible made to reimburse the county making such any payments; ~~on the same basis as if the child were in a state institution for the mentally retarded, epileptic or emotionally handicapped, as provided in sections 246.51 to 246.52 except that this provision is not applicable to mentally retarded, epileptic, or emotionally handicapped children 18 years of age and older for care and treatment. The commissioner may require payment of the full cost of caring for children whose parents or guardians do not reside in this state. The commissioner's determination shall be conclusive in any action to enforce payment of the cost of care. Any appeals from the commissioner's determination shall be made pursuant to section 246.55.~~

Sec. 4. The commissioner is authorized to promulgate an emergency rule to implement sections 1 to 3.

Sec. 5. This act is effective July 1, 1977.

Approved May 27, 1977. .

CHAPTER 332—S.F.No.1489

[Coded in Part]

An act relating to the organization and operation of state government; appropriating money for maintenance of various semi-state activities and for other purposes; amending Minnesota Statutes 1976, Sections 139.08, Subdivision 5; 139.10, by adding a subdivision; 343.08; 343.12; 346.216; Chapter 139, by adding a section; repealing Minnesota Statutes 1976, Sections 343.02; and 343.03.

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

Section 1. STATE GOVERNMENT; SEMI-STATE ACTIVITIES; APPROPRIATIONS. The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1977", "1978", and "1979", wherever used in this act, mean that the appropriation or

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appropriations listed thereunder are available for the year ending June 30, 1977, June 30, 1978, or June 30, 1979, respectively.

APPROPRIATIONS
Available for the Year
Ending June 30,
1978 1979
\$ \$

Sec. 2. GENERAL GOVERNMENT

Subdivision 1. Great

Lakes Commission 31,500

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$31,500 which may be utilized for the second year of the biennium.

Subd. 2. Minnesota-

Wisconsin Boundary Area
Commission 46,300

The amount expended shall not exceed the amount provided for the commission by the state of Wisconsin.

Of this appropriation, \$3,800 is money that was previously appropriated to assess recreational watercraft traffic on the lower St. Croix river, but was not spent.

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$46,000 which may be utilized for the second year of the biennium.

Subd. 3. Uniform Laws Commission 11,000 11,000

Sec. 3. STATE HORTICULTURAL

SOCIETY

For maintenance 40,000 40,000

Sec. 4. EDUCATION, LIBRARIES,

MUSEUMS AND RECREATION

Subdivision 1. Minnesota Historical

Society

(a) General Operations and
Management 2,618,333 2,579,953

This appropriation includes money for a seven-day-a-week tour program in the capitol and historical buildings. The historical building shall remain open for public use on Saturdays and, if necessary, adjustments in the remainder of the week day schedule may be effected by the Minnesota historical society. Notwithstanding any other laws to the contrary, the society may purchase fire, wind, hail, and vandalism insurance from this appropriation.

Any unencumbered balance remaining at the end of the first year shall be returned to the state treasury and credited to the general fund.

The Minnesota historical society shall report by January 1 of each year to the governor, the commissioners of finance and administration, and the legislature the amount and purpose for which state money was expended for each fiscal year of the biennium.

\$62,500 each year is for the science museum of Minnesota. This appropriation shall be expended according to the provisions of Minnesota Statutes, Section 138.035.

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\$45,000 each year is for the government learning center.

\$50,000 each year is for the center for Minnesota Folklife.

(b) Historic Site Operations 3,737,934 2,010,804

(1) \$300,000 the first year is to identify significant historic sites on a statewide basis and formulate a plan for their preservation. The plan shall be presented to the governor and the legislature by January 1, 1979.

(2) \$1,450,000 the first year is for interpretive center development, to be expended in accordance with the historic interpretation program plan prepared by the society. This appropriation may also be used for matching grants to localities to plan and construct interpretive centers, provided they can demonstrate their ability to operate and maintain the centers.

Any unencumbered balance remaining in (1) or (2) the first year shall not cancel but is available for the second year of the biennium.

(3) \$500,000 each year is for historic site grants to encourage local historic preservation projects. To be eligible for a grant, a county or local project group must provide a 50 percent match, in accordance with the historical society's guidelines.

(c) Sibley House 15,900 16,200

This appropriation is available for maintenance of the Sibley House and related buildings on the Old Mendota state historic site owned by the Sibley House Association.

The historical society should seek an agreement with the Sibley House Association whereby the historical society will make payments to the Association for this purpose, will provide the Association with technical assistance in applying for federal grants, and will provide professional architectural services to prepare a report to be submitted by January 1, 1979 to the governor and the legislature on the condition of the Sibley House, the Faribault House, and other buildings on the site.

Notwithstanding any laws to the contrary, the Sibley House Association may purchase fire, wind, hail, and vandalism insurance, and insurance coverage for fine art objects from this appropriation.

Subd. 2. Minnesota Academy of Science 16,200 16,200

Subd. 3. Board of the Arts

(a) General Support 293,041 304,310

(b) Subsidies and Grants 1,478,704 1,970,399

\$700,000 the first year and \$900,000 the second year is for subsidies to the major arts organizations of the state.

Subsidies may be allocated to arts organizations with consistent state wide or multi-region impact. Subsidy grants are for the general purposes of the recipient, not for any specific program project. The state arts board shall set guidelines and shall be responsible for the disbursement of subsidy funds.

The board of the arts shall continue to develop regional arts task forces and regional arts councils serving each of the 13 economic development regions of the state. The board shall recognize one task force from each district. The board shall, with the advice of a citizen advisory committee representing each of the 13 regions, establish guidelines for the regional arts task forces and regional arts councils. The regional arts task forces and regional arts councils may establish policy and make decisions on arts programs and grants of local and regional impact under the guidelines established by the board.

The board shall continue to develop a comprehensive statewide information and publicity system and shall include a progress report on its activities in its annual report to the

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legislature.

The state arts board shall allocate funds for the above purposes provided that no state appropriated funds may be expended for the general administration of any of the regional arts task forces or regional arts councils.

State appropriations for grants shall not be expended unless matched by federal money.

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

Subd. 4. Minnesota Safety Council 47,500 47,500

This appropriation is from the trunk highway fund and shall be disbursed by the commissioner of finance on certification of need thereof by the president of the Minnesota safety council. The commissioner of finance shall disburse upon certification 25 percent of the annual appropriation on the first day of July, October, January, and April of each fiscal year.

Sec. 5. SOCIAL SECURITY

Subdivision 1. Disabled American

Veterans 10,000 10,000

For salaries, supplies and expenses to be expended as provided by Laws 1941, Chapter 425.

Subd. 2. Veterans of Foreign Wars

For carrying out the provisions of Laws 1945, Chapter 455 10,500 10,500

Sec. 6. MINNESOTA SOCIETY FOR THE PREVENTION OF CRUELTY 15,000

For 1977 - \$9,222

No state funds shall be expended for the care, feeding, housing, or disposal of animals.

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$15,000 which may be utilized for the second year of the biennium.

Sec. 7. COUNTY ATTORNEYS

COUNCIL 54,976

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$54,976 which may be utilized for the second year of the biennium.

Sec. 8. SOUTHERN MINNESOTA

RIVERS BASIN BOARD 42,453

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$43,688 which may be utilized for the second year of the biennium.

Sec. 9. VOYAGEURS NATIONAL PARK

ADVISORY COMMITTEE 35,000

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

Sec. 10. UNEMPLOYMENT COMPENSATION

For 1977 - \$5,090

To the commissioner of finance for transfer to the unemployment compensation fund, in

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

Arts Board	\$1,190
County Attorneys' Council	\$3,900

Sec. 11. Minnesota Statutes 1976, Section 139.08, Subdivision 5, is amended to read:

Subd. 5. **REPORTS.** By November 15 of each year, the board shall prepare and deliver to the legislature and the governor a report which shall include the following:

(a) a financial statement showing receipts and disbursements for the year ending the preceding June 30, including a listing of the donors and amounts of gifts to the board or its advisory committees valued in excess of \$1,000;

(b) a brief description of the activities of the board for the preceding year;

(c) the number of meetings and approximate hours spent by board members in meetings and on other board activities;

(d) the names of board members and their addresses, occupations, and dates of appointment and re-appointment to the board;

(e) the names and job classifications of board employees;

(f) a brief summary of board rules proposed or adopted during the period with appropriate citations to the state register and published rules;

(g) the number of requests for assistance received by the board and the number of written and oral complaints received from residents of the state relating to the activities of the board or the performance of the duties of the board as provided in this chapter;

(h) a summary by category of the substance of the complaints and requests referred to in (g) above and the responses of the board thereto;

(i) a listing of all grants, loans or other forms of assistance given by the board. This listing shall indicate (1) the recipients of board assistance who are members of the board or its advisory committees, and (2) each recipient sponsoring organization having a member of the board or its advisory committees as a director, officer or employee. The indication required in clause (2) shall also specify the name of the member who is the officer, director or employee. The listing shall also include the amount of money, number of grants, and the basis for the allocations made to major arts organizations, to individuals, for state wide distribution, for regional distribution, for sponsor assistance to community organizations, and for sponsor assistance to educational organizations.

Sec. 12. Minnesota Statutes 1976, Section 139.10, is amended by adding a subdivision to read:

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Subd. 3. The board shall be responsible for the administration of the professional touring program.

Sec. 13. Minnesota Statutes 1976, Chapter 139, is amended by adding a section to read:

[139.11] PUBLICATIONS; LEGEND. Every publication, program, or other graphic material prepared by the board or prepared for use by any other organization in connection with an activity paid for by the board shall bear the legend: "This activity is made possible in part by a grant provided by the Minnesota state arts board through an appropriation by the Minnesota state legislature."

Sec. 14. Minnesota Statutes 1976, Section 343.08, is amended to read:

343.08 BIENNIAL REPORT. The state bureau of animal protection shall make a biennial report ~~before October 1;~~ by November 15 in each even numbered year, to the secretary of state and to the legislature, embracing describing its proceedings budget, expenditures, and activities for the two preceding year fiscal years, and including statistics showing its work.

Sec. 15. Minnesota Statutes 1976, Section 343.12, is amended to read:

343.12 DUTIES OF PEACE OFFICERS; FEES. Upon application of any appointed agent at large or county agent in his county of appointment, it shall be the duty of, any sheriff or his deputy or any police officer to investigate any alleged violation of the law relative to cruelty to animals, and to arrest any person found violating those laws. It shall also be the duty of those officers to take possession of any animals in their respective jurisdictions which have been cruelly treated, and deliver the same to the proper officers of the society county for custody and care. ~~For such care extended, the society shall be allowed its reasonable costs which shall constitute a part of the costs taxed on conviction.~~

Sec. 16. Minnesota Statutes 1976, Section 346.216, is amended to read:

346.216 EXPENSES OF INVESTIGATION. The expenses of the investigation authorized by section 346.215 including the fee of the doctor of veterinary medicine, the expenses of keeping or disposing of any animal taken into custody pursuant to such investigation and all other expenses reasonably incident to such investigation shall be assessed against the person alleged to have violated section 346.21, if the person is found guilty of such violation. ~~If the person is found innocent of such violation, the expenses shall be paid by the county treasurer from the general fund of the county. If the person alleged to have violated section 346.21 is found guilty of the violation, the county shall have judgment against the guilty person for the amount of the expenses.~~

Sec. 17. **REPEALER.** Minnesota Statutes 1976, Sections 343.02; and 343.03, are repealed.

Approved May 27, 1977.

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