

Sec. 50. EFFECTIVE DATE. Section 45 is effective the day following final enactment.

Approved June 9, 1977.

CHAPTER 455—S.F.No.1467

[Coded in Part]

An act relating to the organization and operation of state government; appropriating money for the general administrative and judicial expenses of state government with certain conditions; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases; fixing and limiting the amount of fees to be collected in certain cases; amending Minnesota Statutes 1976, Sections 5.08, Subdivision 2; 5.09; 10.30; 16.025, Subdivision 1; 16A.095, Subdivision 2; 16A.10, Subdivisions 1 and 2; 16A.11, Subdivisions 2 and 3; 43.31; 85A.02, by adding a subdivision; 85A.04, Subdivision 1; 186.04; 241.045, Subdivision 4; 268.06, Subdivision 25; 326.241, Subdivision 3; 362.125; 363.14, Subdivision 1; 472.13, Subdivision 1; 490.15, Subdivision 1; 626.553; 626.846, by adding a subdivision; Chapters 16A, by adding a section and 624, by adding a section; Laws 1971, Chapter 121, Section 2, as amended; and Laws 1976, Chapter 260, Section 3; repealing Minnesota Statutes 1976, Sections 4.19; 15.61, Subdivision 3; 16.025, Subdivision 2; 16.173; 16A.095, Subdivision 1; 16A.12; 138.025, Subdivision 9; and 299D.03, Subdivision 4.

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

Section 1. STATE GOVERNMENT; ADMINISTRATION; 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 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. THE LEGISLATURE

| | | |
|---|-----------|-----------|
| Subdivision 1. For the House of Representatives | 7,100,000 | 8,000,000 |
| Subd. 2. For the Senate | 5,155,350 | 5,539,910 |
| Subd. 3. Legislative Coordinating Commission | | |
| (a) Legislative Reference Library | 258,910 | 244,460 |
| (b) Revisor of Statutes | 1,098,401 | 1,442,317 |
| (c) Office of Legislative Research | | |
| Science and Technology Project | 47,250 | 47,250 |

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

| | | |
|--|-----------|-----------|
| Subd. 4. Legislative Audit Commission | | |
| (a) Legislative Audit Commission | 25,000 | 25,000 |
| (b) Legislative Auditor | 1,830,652 | 1,885,224 |
| Subd. 5. Legislative Commission on Pensions and Retirement | 98,500 | 98,500 |
| Subd. 6. Mississippi River Parkway Commission | 10,000 | 10,000 |
| For 1977 - \$3,000 | | |

This appropriation is from the trunk highway fund.

| | | |
|--|--------|--------|
| Subd. 7. Legislative Commission to Review Administrative Rules | 30,213 | 30,213 |
|--|--------|--------|

Sec. 3. SUPREME COURT

| | | |
|--|-----------|-----------|
| Subdivision 1. General Operations and Management | 1,821,426 | 1,897,857 |
| Subd. 2. Supreme Court Contingent | 28,750 | 3,750 |

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

| | | |
|-----------------------------|---------|---------|
| Subd. 3. Judges' Retirement | 690,000 | 710,000 |
|-----------------------------|---------|---------|

To be disbursed by the executive director of the Minnesota state retirement system, subject to the provisions of Laws 1975, Chapter 418.

| | | |
|------------------------|-----------|-----------|
| Sec. 4. DISTRICT COURT | 2,617,970 | 2,617,970 |
|------------------------|-----------|-----------|

For 1977 - \$19,000

To be disbursed by the commissioner of finance.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

| | | |
|--------------------------|---------|---------|
| Sec. 5. JUDICIAL COUNCIL | 148,036 | 153,975 |
|--------------------------|---------|---------|

The amounts that may be expended from this appropriation for each activity are as follows:

| | | |
|--|-----------|--|
| Judicial Council Expenses | | |
| 1978 | 1979 | |
| \$1,800 | \$4,700 | |
| County Judicial Advisory Service | | |
| \$45,977 | \$47,530 | |
| Office of Administrator for Fifth and Eighth District Courts | | |
| \$100,259 | \$101,745 | |

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

| | | |
|-------------------------------------|---------|---------|
| Sec. 6. BOARD ON JUDICIAL STANDARDS | 105,000 | 104,000 |
|-------------------------------------|---------|---------|

Approved Complement - 2

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

The board on judicial standards shall annually review the compliance of each district, county, municipal, or probate judge with the provisions of Minnesota Statutes, Section 546.27. The board shall notify the commissioner of finance of each judge not in compliance. If the board finds that a judge has compelling reasons for noncompliance, it may decide not to issue the notice.

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Upon notification that a judge is not in compliance, the commissioner shall not pay the judge his salary.

The board may cancel a notice of noncompliance upon finding that a judge has returned his status to compliance, but in no event shall a judge be paid his salary for the period in which the notification of noncompliance is in effect.

Sec. 7. STATE LAW LIBRARY

| | | |
|-----------------------------------|---------|---------|
| General Operations and Management | 274,650 | 278,199 |
| Approved Complement - 9 | | |

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Sec. 8. PUBLIC DEFENDER

| | | |
|-----------------------------------|---------|---------|
| General Operations and Management | 587,493 | 593,121 |
| Approved Complement - 23 | | |

The amounts that may be expended from this appropriation for each activity are as follows:

Public Defender Operations

| | |
|-----------|-----------|
| 1978 | 1979 |
| \$424,801 | \$424,223 |

None of this appropriation shall be used for the defense of misdemeanors unless the city or county public defender, if any, refuses or is unable to defend and then only by order of the court.

Legal Assistance to Minnesota Prisoners

| | |
|-----------|-----------|
| \$105,533 | \$103,363 |
|-----------|-----------|

Legal assistance to Minnesota prisoners shall serve the civil legal needs of persons confined to state institutions. None of these funds shall be used to pay for lawsuits against public agencies or public officials to change social or public policy.

Legal assistance to Minnesota prisoners shall make an interim report to the legislative commission to review administrative rules on or before July 1, 1978. The commission shall review and comment on the propriety of the cases handled and may, using the provisions of Minnesota Statutes, Section 3.965 suspend the activities of legal assistance to Minnesota prisoners. Unencumbered money shall cancel to the general fund.

Legal Advocacy Project

| | |
|----------|----------|
| \$57,159 | \$65,535 |
|----------|----------|

| | | |
|------------------------------|--------|--------|
| Sec. 9. TAX COURT OF APPEALS | 78,791 | 78,997 |
| Approved Complement - 2 | | |

Sec. 10. CONTINGENT ACCOUNTS

Subdivision 1. The appropriations in this section shall be expended with the approval of the governor after consultation with the legislative advisory commission pursuant to section 3.30.

If an appropriation in this section for either year is insufficient, the appropriation for the other year is available for it.

| | | |
|------------------|-----------|-----------|
| Subd. 2. General | 3,387,000 | 4,681,000 |
|------------------|-----------|-----------|

Of this appropriation, \$255,468 in the second year is available for the Minnesota environmental education board. \$175,000 each year is available for the resource recovery grants-in-aid program in the pollution control agency.

| | | |
|------------------------|--------|--------|
| Subd. 3. Game and Fish | 50,000 | 50,000 |
|------------------------|--------|--------|

This appropriation is from the game and fish fund.

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

Subd. 4. Motor Vehicle 75,000 75,000

This appropriation is from the highway user tax distribution fund for the purpose of supplementing any requirements of the department of public safety, motor vehicle services section, for salaries, supplies, and expense.

Subd. 5. Postage 250,000 250,000

For postage rate increases during the biennium ending June 30, 1979, where sufficient appropriations are not available.

Of the above amount \$125,000 each year is appropriated from the highway user tax distribution fund to meet the needs of the motor vehicle section of the department of public safety.

Subd. 6. Traffic Safety 75,000 75,000

This appropriation is from the trunk highway fund for the purpose of supplementing any requirements of the department of public safety for traffic safety programs.

Subd. 7. Criminal Justice 810,000 810,000

This appropriation is available to provide additional matching money for the various state agencies and local governments for programs qualifying under the safe streets and omnibus crime control act of 1968, as amended.

Matching money shall only be used for the grant for which it was provided. Before any matching money not used by the subgrantee can be used as match for other grants, the governor, after consultation with the legislative advisory commission, must approve its expenditure.

At least 30 days before action by the legislative advisory commission, the crime commission shall submit the individual project requests to the finance and appropriation committees for review.

Sec. 11. GOVERNOR

Subdivision 1. General Support 999,246 1,019,863

The amounts that may be expended from this appropriation for each activity are as follows:

General Operations and Management

\$984,246 \$1,002,363

If the commissioner of public safety assigns a highway patrol officer as a personal aide to the governor below the rank of sergeant, the officer shall receive the rank and pay of a sergeant while on the assignment.

Personal Expenses Connected

With Office

\$15,000 \$15,000

Official Governor's Portrait

\$ 2,500

Subd. 2. Interstate Representation and Cooperation 199,122 200,855

The amounts that may be expended from this appropriation for each activity are as follows:

National Governors Conference

\$24,750 \$26,483

Education Council

\$20,000 \$20,000

Upper Great Lakes Regional Commission - State Share

Changes or additions indicated by underline deletions by strikeout

\$71,000 \$71,000

This appropriation shall cancel if the federal support for the regional commission is withdrawn.

Great Lakes Basin

Commission - State Share

\$22,300 \$22,300

Upper Mississippi Basin

Commission - State Share

\$45,000 \$45,000

Missouri River Basin

Commission - State Share

\$16,072 \$16,072

Subd. 3. Liaison for Spanish

Speaking People

50,224

- 0 -

Approved Complement - 2

Subd. 4. Governor's Commission

on Crime Prevention and Control

69,767

69,767

Approved Complement - 86

General - 35

Federal - 51

57 percent of all part B federal money received for planning purposes shall be used for grants to regional and local units of government. If the state appropriation for planning at the state level exceeds federal match requirements, the excess shall be used for grants to regional and local units of government.

Subd. 5. Governor's Manpower

Office

1,200,000

1,200,000

This appropriation is the state match for grants to community action agencies and for administrative costs of the economic opportunity activity.

Subd. 6. Governor's Task Force

on Waste and Mismanagement

75,000

75,000

Approved Complement - 2

The task force shall search out instances of governmental waste or mismanagement, document the facts of each case, and recommend to the governor how these instances can be curtailed or eliminated. A follow-up procedure shall be instituted to make certain that the governor's directives are followed. A rewards program shall be established to recognize positive accomplishments by public employees.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

This subdivision is effective and the appropriation for fiscal 1978 is available the day following final enactment.

Sec. 12. LIEUTENANT GOVERNOR

Subdivision 1. General Operations

and Management

260,894

263,524

Approved Complement - 9

Subd. 2. Personal Expenses

Connected With Office

2,000

2,000

The budget for the office of lieutenant governor includes money to establish a federal relations office in Washington, D.C. to provide services to the executive and legislative

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branches of Minnesota state government.

| | | |
|-----------------------------------|---------|---------|
| Sec. 13. SECRETARY OF STATE | | |
| General Operations and Management | 593,303 | 832,409 |
| Approved Complement - 27 | | |

The amounts that may be expended from this appropriation for each activity are as follows:

| | | |
|-------------------------|-----------|--|
| Elections and Documents | | |
| \$140,124 | \$428,599 | |
| For 1977 - \$15,440 | | |
| Uniform Commercial Code | | |
| \$37,084 | \$37,846 | |
| For 1977 - \$2,478 | | |
| Corporations | | |
| \$258,120 | \$204,390 | |
| Administration | | |
| \$157,975 | \$161,574 | |

The secretary of state with the approval of the commissioner of finance may transfer unexpended balances among the above activities. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

| | | |
|---------------------------|---------|---------|
| Sec. 14. STATE AUDITOR | 209,521 | 209,642 |
| Approved Complement - 111 | | |
| General - 8 | | |
| Revolving - 103 | | |

The state auditor shall return to the general fund \$50,000 appropriated by Laws 1973, Chapter 720, Section 10, Subdivision 3 to the state auditor's revolving fund for a study of local government accounting systems, practices, and reporting.

| | | |
|--------------------------|---------|---------|
| Sec. 15. STATE TREASURER | 452,820 | 458,975 |
| Approved Complement - 26 | | |
| General - 22 | | |
| Special Revenue - 4 | | |

Sec. 16. ATTORNEY GENERAL

| | | |
|--|------------|-----------|
| Approved Complement | | |
| 1978 - 191 | 1979 - 187 | |
| General - 186 | 184 | |
| Federal - 5 | 3 | |
| Subdivision 1. General Operations and Management | 4,945,782 | 4,875,792 |
| Subd. 2. Special Contingent | 25,000 | 25,000 |

This appropriation shall not be available for paying the costs of special, legal, accounting, and investigative personnel retained in cases arising under Minnesota Statutes, Section 501.12, hereafter filed unless the attorney general shall decide in a case that all the beneficiaries are not adequately represented, or that there is a likelihood that the purpose of the trust may be frustrated without his intervention and that the state has a substantial interest in carrying out the purpose of the trust.

| | | |
|--------------------|---------|---------|
| Subd. 3. Antitrust | 224,059 | 225,465 |
|--------------------|---------|---------|

This appropriation is for costs and expenses incurred by the attorney general in enforcing and making claims under state and federal antitrust laws.

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The attorney general shall report the purposes for which the moneys appropriated by this subdivision are utilized. The reports shall be made to the committee on finance of the senate and the committee on appropriations of the house of representatives at the end of each fiscal year.

If an appropriation in subdivisions 2 and 3 for either year is insufficient, the appropriation for the other year is available for it.

Subd. 4. Minnesota Peace Officers

Training Board

| | | |
|---------------------------------------|--------|--------|
| (a) General Operations and Management | 76,795 | 79,125 |
|---------------------------------------|--------|--------|

Approved Complement - 3

(b) Reimbursements to Local

| | | |
|-------------|---------|---------|
| Governments | 300,000 | 300,000 |
|-------------|---------|---------|

Reimbursements for costs of substitute local protection while officers attend regular training courses. Reimbursement shall be for basic training only and not for in-service training.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

| | | |
|----------------------------|---------|---------|
| Sec. 17. ETHICAL PRACTICES | 147,019 | 146,880 |
|----------------------------|---------|---------|

Approved Complement - 5

| | | |
|---------------------------|---------|---------|
| Sec. 18. INVESTMENT BOARD | 875,528 | 898,099 |
|---------------------------|---------|---------|

Approved Complement

1978 - 29 1979 - 30

Sec. 19. STATE PLANNING AGENCY

Subdivision 1. General Operations and

| | | |
|------------|-----------|-----------|
| Management | 8,119,853 | 7,227,369 |
|------------|-----------|-----------|

Approved Complement - 186

General - 108

LCMR - 47

Federal - 29

Revolving - 2

The amounts that may be expended from this appropriation for each program are more specifically described in the following subdivisions of this section.

Subd. 2. State Planning and

| | | |
|-------------|---------|---------|
| Development | 333,753 | 335,924 |
|-------------|---------|---------|

The amounts that may be expended from this appropriation for each activity are as follows:

State Development Planning

| | |
|----------|----------|
| \$21,005 | \$21,412 |
|----------|----------|

\$120,000 has been placed in the general contingent account to develop state and regional growth plans and recommend a policy for economic alternatives in Minnesota.

This money shall be authorized for use by the governor, upon recommendation of the legislative advisory commission.

The director of the state planning agency shall select individuals to complete the study, including those who, by profession, analyze regional economic growth patterns. The selection shall be done in cooperation with appropriate legislative committees and staff in the House of Representatives and Senate as designated by the Speaker of the House of Representatives and the President of the Senate who shall be involved in the ongoing

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progress of the study. The study shall be done in a manner which encourages participation by the regional development commissions and should incorporate work completed by the commission on Minnesota's future.

The study shall (1) examine social, environmental and economic costs and benefits of economic development; (2) consider demographic shifts utilizing data from the state demographer, which affect employment patterns, needs for educational institutions, tax bases and other growth factors in an area; (3) identify relationships of economic development to these demographic changes in Minnesota; (4) consider the effects of emigration and immigration; and (5) make recommendations for optional patterns of economic development in Minnesota considering social, environmental and economic needs as well as demographic shifts.

The director of the state planning agency shall present the plans and recommendations to the Minnesota legislature no later than November 15, 1978.

Housing Studies

\$16,746 \$16,984

Issue Analysis

\$15,000 \$15,000

State/Local/Regional Policy Development

\$55,559 \$55,746

Program Review

\$25,409 \$25,452

Planning Information

\$19,600 \$19,897

Population Forecasts

\$180,434 \$181,433

Subd. 2. Functional Area

Planning

4,722,721 3,967,865

The amounts that may be expended from this appropriation for each activity are as follows:

Health Planning

\$71,646 \$82,892

Development Disabilities Grants

\$102,178 \$103,084

Transportation Systems Planning

\$42,741 \$43,326

Environmental Systems Planning

\$335,387 \$339,131

The agency may charge a fee to each user of the Minnesota land management information system.

Environmental Quality Council Administration

\$436,821 \$449,784

Money appropriated in this activity shall include a study of the feasibility of establishing an office of environmental analysis for the state of Minnesota to be responsible for the completion of environmental impact statements for the Minnesota state agencies. The study, which should be completed in cooperation with the committee on finance in the senate and the committee on appropriations in the house of representatives in time for consideration by the 1978 legislative session, shall include a financial analysis of the personnel and budget requirements of establishing the office. The analysis should

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

compare fiscal requirements of establishing a new office of environmental analysis with the present system of preparing environmental impact statements.

Critical Areas Planning
 \$327,659 \$78,763

Of this appropriation, \$232,215 in fiscal 1978 is for financial aid to local governments within critical areas. Any unencumbered balance remaining in the first year shall not cancel but is available for the second year of the biennium.

Power Plant Studies
 \$460,902 \$474,331

Land Use Planning
 \$194,799 \$197,409

EIS/Special Studies
 \$2,000,000 \$2,000,000

This appropriation is for expenses incurred in hearings and for allocation to appropriate state agencies for the preparation of environmental impact statements. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

The balance of the appropriations made by Laws 1976, Chapter 331, Section 20 to the State Planning Agency for the copper-nickel regional environmental impact study shall not cancel on June 30, 1977 but shall remain available until expended.

Environmental Conservation Library Grant
 \$101,000 \$101,000

Minnesota Environmental Education Board
 \$252,685

This appropriation is for state and regional environmental education councils. No less than 50 percent of the efforts of the state and regional councils shall be directed to cooperation with and service for other groups, agencies, and institutions for the dissemination of environmental information.

Human Resources Planning
 \$396,903 98,145

\$300,000 in fiscal 1978 is for human services board grants to single and multi-county boards for initial planning and for start-up operating costs. Any unencumbered balance remaining in the first year shall not cancel but is available for the second year of the biennium.

Subd. 3. Regional and Local

Planning and Management Assistance 2,753,399 2,607,748

The amounts that may be expended from this appropriation for each activity are as follows:

Regional Assistance
 \$142,015 \$143,737

Technical Assistance
 \$1,388,884 \$1,248,511

Of this amount \$100,000 in the first year is for completion of the local government fiscal study and \$134,000 in the first year is for completion of the Minneapolis-St. Paul study. \$897,000 in fiscal 1978 and \$845,000 in fiscal 1979 is for land use planning grants to local governments.

Planning Assistance Grants
 \$972,500 \$965,500

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This appropriation is for regional planning assistance grants.

Community Development Corporations

\$250,000 \$250,000

No more than ten percent of this amount shall be expended for administrative costs.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Subd. 4. General Administration 309,980 315,832

For 1977 - \$8,000

The director of the state planning agency with the approval of the commissioner of finance may transfer unencumbered balances not specified for a particular purpose or for grants among the above programs and activities. All transfers shall be reported forthwith to the committee on finance in the senate and the committee on appropriations in the house of representatives.

Sec. 20. ADMINISTRATION

General Operations and Management 13,889,977 14,053,131

Approved Complement - 1052

General - 484

Special - 9

Federal - 18

Revolving - 541

The amounts that may be expended from this appropriation for each program are as follows:

Program and Management Improvement

\$623,559 \$633,570

Management Information Services

\$495,867 \$500,091

General Services

\$11,734,623 \$11,864,083

Of this appropriation, \$250,000 in fiscal 1978 is for an energy survey of state buildings.

This appropriation includes the following sums to assist in the provision of criminal and juvenile defense to indigent individuals:

St. Paul - Neighborhood

Justice Center, Inc.

For cases arising in Ramsey county.

\$90,000 \$95,000

Minneapolis - Legal Rights

Center Inc.

For cases arising in Hennepin county.

\$50,000 \$55,000

Duluth - Duluth Indian

Legal Assistance Program

For cases arising in St. Louis and Mille Lacs Counties.

\$80,000 \$85,000

Cass Lake - Leech Lake

Reservation Criminal and

Juvenile Defense Corp.

For cases arising in Cass, Itasca, Hubbard, and Beltrami Counties.

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

| | | |
|--|--------------|--------------|
| Income, Sales, and Use Tax Management | \$11,256,743 | \$11,504,012 |
| Property and Special Taxes Management | \$3,800,817 | \$3,903,595 |
| Assessors Board and Assessors Training | \$81,660 | \$81,957 |

The commissioner of revenue with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Sec. 26. AGRICULTURE

| | | |
|-----------------------------------|------------|------------|
| General Operations and Management | 10,165,141 | 11,091,228 |
| Approved Complement - 483 | | |
| General - 403 | | |
| Special - 77 | | |
| Federal - 3 | | |

The amounts that may be expended from this appropriation for each program are as follows:

| | | |
|--|-------------|-------------|
| Development and Protection of Agricultural Resources | \$7,554,370 | \$8,443,494 |
| Food Processing and Economic Practices | \$1,702,704 | \$1,731,660 |
| General Support | \$908,067 | \$916,074 |

The appropriation for General Support includes the following amounts for grants to agricultural societies and associations.

(a) For Expenses of the Junior Livestock Show in Duluth

| | |
|----------|----------|
| \$ 1,400 | \$ 1,400 |
|----------|----------|

To be paid to the junior livestock association of Duluth and to be expended by the association for the payment of the expenses and transportation of boys and girls displaying exhibits and in attendance at the junior livestock show at Duluth and for prizes awarded to exhibitors at said show.

(b) For Aid to Minnesota Livestock Breeders Association

| | |
|----------|----------|
| \$14,200 | \$14,200 |
|----------|----------|

(c) For Aid to Northern Sheep Growers Associations

| | |
|----------|----------|
| \$ 1,125 | \$ 1,125 |
|----------|----------|

(d) For Aid to Southern Sheep Growers Associations at LeSueur, Minnesota

| | |
|--------|--------|
| \$ 500 | \$ 500 |
|--------|--------|

(e) For Red River Valley Livestock Associations

| | |
|----------|----------|
| \$ 7,500 | \$ 7,500 |
|----------|----------|

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

The amount appropriated by clause (e) shall be disbursed pursuant to provisions of Minnesota Statutes, Section 38.02.

(f) For the Red River Valley Dairymen's Association, Inc., for the purpose of promoting better dairying

\$ 1,500 \$ 1,500

Clauses (b), (c), (d), (e), and (f) shall be expended under provisions of Minnesota Statutes, Section 17.07.

(g) Aid to County and District Agricultural Societies

\$320,000 \$320,000

Of the amount appropriated by clause (g), \$4,500 each year is for livestock premiums to county fair associations for carrying on boys' and girls' club work.

The amount appropriated by clause (g) shall be disbursed according to Minnesota Statutes, Section 38.02.

Out of the amounts appropriated by clause (g), \$1,000 each year shall be available for agricultural aid to the Red Lake Band of Chippewa Indians, to be expended as may be directed by the Indian council for the purpose of encouraging activities and arts that will advance the economic and social interest of their people and particularly to promote a program of agricultural development that will utilize to the greatest possible extent the lands and forest owned by them. This appropriation may be used to help maintain an agricultural extension service, to promote 4-H club work, or for premiums for the competitive display of exhibits at any fair or exposition that may be arranged under the direction of the council.

(h) For Aid in Payment of Premiums at Exhibitions of Poultry for the poultry associations mentioned in Laws 1949, Chapter 718, Section 7, Subdivision 8

\$ 3,500 \$ 3,500

Out of the amounts appropriated by clause (h) the amount of \$1,125 shall be allotted each fiscal year to aid the Minnesota state poultry association in the payment of premiums and other necessary expenses, exclusive of salaries or wages of any kind, at its annual exhibition.

The northern poultry association (being a consolidation of 14 northwestern county associations) shall receive not to exceed \$150.

The commissioner of agriculture with the approval of the commissioner of finance may transfer unencumbered balances not specified for a particular purpose among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Sec. 27. LIVESTOCK SANITARY BOARD

General Operations and Management 1,128,454 1,139,665.
Approved Complement - 45

This appropriation includes \$1,500 each year for payment of indemnities. If the appropriation for indemnities for either year is insufficient, the appropriation for the other

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

year is available for it. Indemnities of less than \$1 shall not be paid.

Sec. 28. NATURAL RESOURCES

| | | |
|-----------------------------------|------------|------------|
| General Operations and Management | 47,984,856 | 43,530,981 |
| Approved Complement - 1402 | | |
| General - 816 | | |
| LCMR - 56 | | |
| Game and Fish - 494 | | |
| Federal - 34 | | |
| Agency - 2 | | |

Of this appropriation, \$32,552,008 for the first year and \$27,653,800 for the second year are from the general fund; \$14,332,848 for the first year and \$14,777,181 for the second year are from the game and fish fund.

The amounts that may be expended from this appropriation for each program are as follows:

Administrative Management Services

| | |
|-------------|-------------|
| \$4,707,197 | \$4,664,593 |
|-------------|-------------|

Of this appropriation, \$134,000 in fiscal 1978 and \$133,000 in fiscal 1979 is for environmental impact statements.

\$350,000 in fiscal 1978 and \$200,000 in fiscal 1979 is for the youth conservation corps, of which \$175,000 for fiscal 1978 and \$100,000 for fiscal 1979 is for planting, timber stand improvement, and forest development on state owned lands, other than trust fund lands for forestry purposes.

Regional Administration

| | |
|-------------|-------------|
| \$2,417,599 | \$2,460,005 |
|-------------|-------------|

Field Services Support

| | |
|-------------|-------------|
| \$3,353,002 | \$3,391,722 |
|-------------|-------------|

Water Resources Management

| | |
|-------------|-------------|
| \$2,167,872 | \$1,937,217 |
|-------------|-------------|

For 1977 - \$79,050

Any unencumbered balance of the appropriation for 1977 is available until June 30, 1978. \$50,000 in fiscal 1978 is for construction and modification of the Knife river dam pursuant to Laws 1971, Chapter 939, and represents money previously appropriated but not spent. This amount is available until expended.

\$150,000 in fiscal 1978 is for repair of the Lake Byllesby dam, provided that this appropriation is matched by Dakota and Goodhue counties. This amount is available until expended.

\$25,000 is for completion of the repair and reconstruction of the Pine Lawn park dam owned by the city of Grand Meadow, including silt removal, subject to approval of a work program by the legislative commission on Minnesota resources.

Mineral Resources Management

| | |
|-------------|-------------|
| \$1,932,690 | \$1,958,771 |
|-------------|-------------|

For 1977 - \$69,614

\$202,514 in fiscal 1978 and \$210,961 in fiscal 1979 is for mineland reclamation.

\$500,000 in fiscal 1978 and \$500,000 in fiscal 1979 is for peat studies.

Forest Management

| | |
|-------------|-------------|
| \$6,868,791 | \$5,922,114 |
|-------------|-------------|

For 1977 - \$486,000

\$500,000 each year is from the consolidated conservation areas account.

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

\$482,803 in fiscal 1978 and \$190,612 in fiscal 1979 is for a forest inventory. Any unencumbered balance remaining in the first year shall not cancel but is available for the second year of the biennium.

\$100,000 each year is for emergency fire fighting. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

\$671,875 the first year is for a radio communication system. Any unexpended balance remaining in the first year shall not cancel but is available for the second year of the biennium.

\$60,000 is for acquisition of an easement, right of way, tract, or other interest in land necessary for suitable alternative public road access to General C. C. Andrews state forest. The access shall be located on the southeast quarter of the southeast quarter and the southwest quarter of the southeast quarter, Section 2, Township 44, Range 20 West. The road may be a limited access road in whole or in part. This acquisition and construction is not subject to the \$1,500 limitation contained in Minnesota Statutes, Section 88.09. This appropriation may not be expended until the city of Willow River enters into an agreement with the commissioner of natural resources for the permanent maintenance of the road access. This appropriation is available until the project is completed.

Fish Management

\$4,647,950 \$4,789,408

Wildlife Management

\$4,564,151 \$4,662,746

\$600,000 each year is from the wildlife acquisition fund for the acquisition of wildlife management areas.

\$300,000 each year is for deer habitat improvement.

Ecological Surveys and Services

\$555,667 \$564,999

Parks and Recreation Management

\$7,134,786 \$7,053,483

The approved complement includes five trails coordinators.

\$159,481 is for the program to employ needy elderly persons to maintain recreational facilities as specified in Minnesota Statutes, Section 84.025, Subdivision 8, plus interest accrued on the sum of \$659,481 from the date of receipt of that amount from the federal government pursuant to Public Law 94-369, Title II. The commissioner of finance shall transfer these amounts from the federal fund to the general fund. These amounts are available upon enactment and until expended.

Amounts appropriated by Laws 1975, Chapter 204, Section 55, Subdivision 6, Paragraphs (a) and (c) shall not cancel but remain available until expended for dam and spillway repair in Lake Bronson state park, improvement of the sewer system in Whitewater state park, a maintenance building in Fort Snelling state park, and construction and repair of dams and channel excavation to manage water levels on Heron lake in Jackson county.

\$182,190 in fiscal 1978, and \$184,480 in fiscal 1979 is for maintenance of canoe and boating routes.

\$59,731 in fiscal 1978 and \$46,328 in fiscal 1979 is for development of canoe and boating routes.

\$1,200,000 each year represents unrefunded gas taxes paid for snowmobiles and shall be used for acquisition, development and maintenance of recreational trails and for related purposes.

Changes or additions indicated by underline deletions by strikeout

Notwithstanding any other law to the contrary money appropriated for trails may be used to fence snowmobile trails to protect private property.

Soil and Water Conservation Commission

\$813,508 \$817,303

\$425,000 each year is for grants in aid to soil and water conservation districts.

\$252,088 in fiscal 1978, and \$252,433 in fiscal 1979 is for flood plain management in the southern Minnesota river basin study area II, of which \$229,667 each year is for grants to watershed districts and other local units of government.

Enforcement of Natural Resources Laws and Rules

\$5,247,495 \$5,308,620

\$75,000 each year is for reservation conservation law enforcement. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

\$450,000 each year is for the acquisition, development, and maintenance of sites for public access to public waters and for lake improvements. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

\$10,000 each year is for the purpose of controlling smelt fishing activities on the north shore, including development of parking facilities, traffic control, coordination of regulatory agencies, control of trespass and vandalism, control of littering and sanitation, and public information and education. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Land Acquisition

\$3,565,148 - 0 -

This appropriation represents part of the unencumbered balance of the appropriations for land acquisition made in Laws 1975, Chapter 204, Section 55, and in Laws 1975, Chapter 415, Section 1, remaining on June 30, 1977. If the unencumbered balance is less than the amount appropriated by this clause plus the amount appropriated from the unencumbered balance by section 33, subdivision 7, paragraph (d), the amount of this appropriation is reduced so that the amount appropriated does not exceed the unencumbered balance.

This appropriation shall be expended for the same purposes and subject to the same conditions as the unencumbered balances from which it comes.

The commissioner of natural resources with the approval of the commissioner of finance may transfer unencumbered balances not specified for a particular purpose among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Sec. 29. ZOOLOGICAL BOARD

General Operations and Management 3,575,535 4,947,678

Approved Complement

1978 - 157 1979 - 165

General - 155 163

Special - 1 1

Federal - 1 1

The appropriation in fiscal year 1979 will be from the Minnesota zoological garden general account.

The amounts that may be expended from this appropriation for each program are as follows:

Operations and Visitor Services

\$2,713,008 \$3,616,850

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

Subd. 3. Special Studies 225,000 - 0 -

The agency shall negotiate with the federal government, or any agency, bureau, or department thereof, for the purpose of securing or obtaining any grants of assistance in the completion of these studies.

The agency shall complete a model waste water facilities plan for a rural community and provide to the legislature by January 1, 1979 a thorough examination of all alternatives presently available for improved treatment in small rural communities.

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

The appropriation in subdivision 3 includes \$50,000 for a special study for an evaluation of the resource recovery grants-in-aid program and the practical options available to communities in the state of Minnesota for source reduction, source separation and resource recovery.

Subd. 3. Pollution Control Grants 184,000 175,000

The amounts that may be expended from this appropriation for each activity are as follows:

| | | |
|----------------------|-----------|--|
| Automobile Recycling | | |
| \$175,000 | \$175,000 | |
| Resource Recovery | | |
| \$9,000 | - 0 - | |

If an appropriation in this subdivision for either year is insufficient, the appropriation for the other year is available for it.

Sec. 32. ENERGY

| | | |
|-----------------------------------|-----------|-----------|
| General Operations and Management | 1,332,450 | 1,300,552 |
| Approved Complement | | |
| 1978 - 49 | 1979 - 45 | |
| General - 39 | 38 | |
| LCMR - 4 | 4 | |
| Federal - 6 | 3 | |

The amounts that may be expended from this appropriation for each program are as follows:

| | | |
|-------------------------------------|-----------|-----------|
| Energy Conservation | \$266,045 | \$267,800 |
| Energy Education and Local Services | \$236,615 | \$241,158 |
| Certificates of Need | \$244,701 | \$238,399 |
| Alternative Energy Research | \$147,012 | \$106,387 |
| Forecasting and Data Systems | \$178,806 | \$180,878 |
| General Support | \$259,271 | \$265,930 |

The director of the energy agency with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

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

Sec. 33. NATURAL RESOURCES ACCELERATION

Subdivision 1. Legislative commission on

Minnesota resources 180,000 180,000

Together with any sums received as grants-in-aid from federal sources and any sums granted by private sources to carry out the purposes of the commission. Federal and private funds shall not cancel but remain available until expended.

The commission shall during the 1977-79 biennium review the work programs and progress reports required under subdivision 12 of this section and report its findings and recommendations to the committee on finance of the senate, committee on appropriations of the house of representatives and other appropriate committees. The commission shall establish oversight committees to continue review of a variety of natural resource subject areas as it deems necessary to carry out its legislative charge.

The commission shall continue to monitor the activities regarding establishment and development of Voyageurs National Park, and will cooperate and coordinate with the citizens advisory committee and all appropriate state, federal and local agencies and shall advise the legislature if necessary, on matters affecting state policy related thereto.

Subd. 2. Department of

Agriculture 50,255 50,000

Framework water plan - phase II. For the department role in phase II of the framework water and related land resources planning effort. The water resources council, or board if created, shall coordinate the work programs and reports of all agencies involved.

Subd. 3. Department of

Economic Development 21,786 20,000

Framework water plan - phase II. For the department role in phase II of the framework water and related land resources planning effort. The water resources council, or board if created, shall coordinate the work programs and reports of all agencies involved.

Subd. 4. Energy Agency

(a) Framework water plan - phase II 106,927 105,000

For the agency role in phase II of the framework water and related land resources planning effort. The water resources council, or board if created, shall coordinate the work programs and reports of all agencies involved. The water management information system shall be developed consistent and compatible with the Minnesota land management information system.

(b) Alternative energy grants 200,000 200,000

This appropriation is available for grants to implement research and demonstration projects on alternative energy sources particularly appropriate to this state. At least one fourth of this amount shall be allocated for projects with high potential for commercialization. This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding such expenditures.

(c) Energy grant monitoring 25,000 25,000

For implementation of Minnesota Statutes 1976, Section 116H.128 and to insure that federal programs are employed to the best advantage of the state.

(d) Energy grant application assistance 50,000 50,000

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

This appropriation is available for the agency to make or assist in making grant proposals and applications requiring extensive technical preparation for projects with very large potential financial and technical impacts.

Subd. 5. Department of Health

(a) Framework water plan -
phase II 20,173 20,000

For the department role in phase II of the framework water and related land resources planning effort. The water resources council, or board if created, shall coordinate the work programs and reports of all agencies involved.

(b) Southeast Minnesota
groundwater contamination 20,600 20,500

The department shall coordinate a multiagency approach to define the nature, extent and projected problems and solutions relating to contamination of groundwater in southeast Minnesota, involving the college of veterinary medicine, the Minnesota and United States geologic surveys. In addition the department shall develop appropriate models to project probable and possible future results.

Of this amount, the department shall contract with the United States geologic survey for an amount up to \$20,500 of state money which shall be at least equally matched with federal moneys, to analyze the interflow in uncased multi-aquifer wells.

Subd. 6. Minnesota Historical
Society

(a) Restoration of Fort Snelling -
final appropriation 125,000 125,000

(b) Statewide archeologic
survey 125,000 125,000

For a two year program to properly collate existing data and acquire data by survey, on additional significant sites. The final report shall be an authoritative document on the location, characteristics and significance for preservation of archaeological sites which will serve to eliminate the delays in environmental assessments and impact statements caused in recent times by lack of this information. The information shall be collected and organized in a manner consistent and compatible with the Minnesota land management information system. Confidentiality and disclosure requirements shall be observed where not in conflict with the objectives of producing a meaningful viable and useful report.

(c) Outdoor recreation act
implementation 10,000 10,000

For the second biennium of analysis, master planning and other activities required by Minnesota Statutes 1976, Chapter 86A. Work programs and status reports by the several agencies shall be submitted jointly. For the purposes of this subdivision, the Minnesota historical society is exempted from the competitive bidding procedures of Minnesota Statutes, Section 16.07.

Subd. 7. Department of Natural
Resources

(a) Framework water plan -
phase II 112,863 112,863

For the department role in phase II of the framework water and related land resources planning effort. The water resources council, or board if created, shall coordinate the work programs and reports of all agencies involved. From this appropriation the department shall determine a standard delineation of watershed boundaries and prepare

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

an appropriate map for official state use. The format shall be consistent and compatible with other water information systems and the Minnesota land management information system.

(b) Topographic mapping 314,000 314,000
To convert certain maps to the 7 1/2 minute scale and update those high priority maps which are obsolete, according to priorities established and reported by the state mapping advisory committee in February, 1977. Information shall be processed into the Minnesota land management information system as applicable.

(c) Outdoor recreation act implementation 401,446 401,446
For the second biennium of analysis, master planning and other activities required by Minnesota Statutes 1976, Chapter 86A. Work programs and status reports by the several agencies shall be submitted jointly.

(d) State land recreation development 6,833,250
To be expended in accordance with Minnesota Statutes 1976, Chapter 86A. These funds shall only be expended for development within the authorized or designated boundaries of state operated parks and recreation areas. Of this amount, \$2,400,000 is appropriated from the state parks development account, of which \$1,436,750 may be used for major rehabilitation. At least 90 percent of all moneys provided through this subdivision shall be spent only upon projects eligible for land and water conservation fund match or reimbursement.

\$3,000,000 of this appropriation represents part of the unencumbered balance of the appropriations for land acquisition made in Laws 1975, Chapter 415, Section 1, Subdivision 2, remaining on June 30, 1977. If the unencumbered balance is less than the amount appropriated by this clause the amount of this appropriation is reduced so that the amount appropriated does not exceed the unencumbered balance.

(e) Upper St. Croix riverway development and acquisition 750,000
For land development and acquisition within the project area, to provide the balance of the state share of the state-federal project. Up to \$400,000 may be spent for acquisition if deemed necessary and all expenditures must be eligible for federal reimbursement.

(f) Management Upper St. Croix
The unexpended balance of the appropriation made in Laws 1975, Chapter 204, Section 55, Subdivision 6, Paragraph d, which could not be spent due to administrative delay beyond state control, is reappropriated for the same purpose.

(g) Planning for wild, scenic and recreational rivers 227,500 227,500
For expenses related to data gathering, planning, public hearings and other activities preparatory to possible official designation of rivers or river segments as wild, scenic or recreational.

(h) Peat inventory project 125,000 125,000
The department shall prepare an inventory of major peat areas describing the locations, types, amounts and qualities of peat, shall ascertain suitabilities for different uses and implement the terms of matching grants which may be received from the national science foundation or other sources. Grants or matching moneys so received are appropriated for this purpose.

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

- (i) Iron range information analysis 50,000 50,000
 The department shall develop and implement an information system for the data currently available and for new data which may be produced. Existing and prospective data shall be organized in a format consistent and compatible with the Minnesota land management information system, and shall be processed into that system.
- (j) Long range plan 165,500 165,500
 In the coming biennium the department shall conduct an accelerated department wide planning effort to produce a long range plan which effectively shows the interagency and interdivisional cooperative processes which will be implemented to insure multidisciplinary approaches to resource management. The goals, objectives and policies of each division and the entire department shall be concise, clearly stated and effectively interrelated. After the biennium, periodic updating of the plan shall be accomplished within the regular budget.
- (k) Land records systems merger 45,000
 The department shall merge the land classification and land ownership records by July, 1978 to produce a single system for use in both research and administration in the department. The new system shall be consistent and compatible with the Minnesota land management information system and the resulting information provided to that system as applicable.
- (l) Standardized land transactions 17,500 17,500
 The department shall, in conjunction with other agencies, develop and implement the processes and forms necessary to produce a comprehensive standard land record system capable of interface with existing resource and facility data systems and the Minnesota land management information system.
- (m) Statewide comprehensive outdoor recreation plan - surveys 165,000 165,000
 The department shall conduct a two year accelerated survey effort to procure the data on recreation participation and public opinion on recreation management necessary and sufficient to not only comply with federal requirements for an eligible plan, but also to provide quality data for incorporation into state and regional recreation and resource management decision making. The department shall also prepare and submit a suitable plan in order to maintain federal funding eligibility without lapse.
- (n) Soil and water conservation board sediment and erosion control grants-in-aid 251,000 250,000
 This appropriation is available to provide funds for a demonstration grant-in-aid program to assist local units of government or local soil and water conservation districts in solving sediment and erosion control problems by providing matching funds not to exceed 50 percent of the total cost or 50 percent of the local share if federal funds are used. Guidelines for program operation and grant distribution shall be subject to approval by the legislative commission on Minnesota resources. Of the amount provided, not less than 90 percent shall be distributed as grants-in-aid. The board shall administer the grant-in-aid program. Priority for distribution of funds shall be given to projects eligible for federal matching funds. Projects designed to solve stream bank and roadside erosion

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shall be given first priority.

If state legislation is enacted in 1977 which duplicates this program, this appropriation shall be placed into the natural resources federal reimbursement account and shall be in addition to the amounts appropriated in that account.

Subd. 8. Pollution Control Agency

(a) Framework water plan -

phase II 18,904 18,903

For the agency role in phase II of the framework water and related land resources planning effort. The water resources council, or board if created, shall coordinate the work programs and reports of all agencies involved. Staff necessary to accomplish this work shall be provided from among existing agency staff unless the agency determines that the particular duties are so technical and other programs of such high priority that hiring new staff is essential to success of the overall framework water planning.

(b) Lake improvement grants-

in-aid 692,813 692,813

The pollution control agency shall administer this appropriation to provide grants-in-aid to local units of government including lake improvement districts. Only grant proposals eligible for aid from the federal clean lakes act (section 314 of PL 92-500) shall be eligible under this program. State grants shall be available to provide up to 50 percent of the nonfederal share of each project and available only to projects with an approved federal grant. This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding such expenditures.

Subd. 9. State Planning Agency

(a) Framework water plan -

phase II

The agency shall be involved in phase II of the framework water and related land resources planning effort. The agency shall assist the other agencies involved on the interdisciplinary aspects of the issues which are identified and the policies which might be affected by alternative potential solutions to problems, using regular agency budget resources.

(b) Copper nickel regional

impact study 1,021,000 1,021,000

For the final phase of the study initiated in 1975. The environmental quality council shall provide the expenditure plans, coordination and direction of the study. Staffing authorizations created through past and current appropriations for this study expire June 30, 1979 or sooner as study progress dictates. The primary objective of this study effort is preparation and submittal to the legislature in the 1979 session, of a report which provides the basis for legislative policy making in this issue area.

(c) Outdoor recreation act

implementation 32,500 32,500

To provide both the staff for the agency review process required and the administrative support for the outdoor recreation advisory council, pursuant to Minnesota Statutes, Chapter 86A.

(d) Mapping and remote

sensing information center 5,000 5,000

The agency shall establish a center and an advisory committee of user agency personnel.

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

The agency will manage the information on what products already exist, coordinate proposed remote sensing and mapping efforts to avoid unnecessary duplication and generally improve access to available products. All state agencies shall cooperate with the center to provide information on both present and proposed remote sensing or mapping products and shall adjust proposed remote sensing activities to accommodate the widest practical use of the proposed products. Future operation of the center shall be supported from the regular agency budget, if justified.

(e) Manual of standard
land terms

5,000

The agency shall produce by January 1, 1978 a manual which provides standard terms for use in describing land use and land cover in a format suitable to all state agencies involved to any extent in use of natural resource data. The terms in the manual shall be consistent and compatible with the Minnesota land management information system.

(f) Demonstration project

MLMIS

55,000 55,000

The agency shall conduct a one time pilot project, as the completion phase of development of the Minnesota land management information system, which will demonstrate the applicability of the system at the regional and local level. Further implementation at the regional or local level shall be provided only with regional or local financial support.

(g) Grants-in-aid for local
recreation and natural
areas

2,000,000 2,000,000

This appropriation is to pay up to 50 percent of the total cost or 50 percent of the local share if federal matching funds are used, of long term lease, acquisition and development for recreational projects for the purposes described in Laws 1965, Chapter 810, Section 23, as amended by Laws 1969, Chapter 1139, Section 48, Subdivision 7, Paragraph g, except that no lake improvement grants are authorized under this subdivision and the per project limit for state grants shall be \$200,000.

\$2,000,000 of this appropriation shall be reserved for projects outside the metropolitan area as defined in Minnesota Statutes, Section 473.121, Subdivision 2.

The state planning agency shall administer the natural resources and land and water conservation fund grants-in-aid to local units of government. Notwithstanding any other law to the contrary these grants are not contingent upon the matching of federal grants.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding such expenditures.

(h) Grants-in-aid for
regional recreation
and natural areas

2,000,000 2,000,000

This appropriation is available to pay up to 50 percent of the total cost or 50 percent of the local share, where federal matching funds are used, for long term lease, acquisition and major development for recreation projects, natural areas and open space serving a regional need to counties, local units of government, special units of government and public educational institutions authorized to acquire, maintain and operate recreational and natural areas.

\$2,000,000 of this appropriation shall be reserved for projects outside the metropolitan

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

area as defined in Minnesota Statutes, Section 473.121, Subdivision 2.

Priorities for the use of funds provided in this subdivision will be given to projects eligible for federal funding and which are consistent with priorities established by regional recreation and open space plans.

The amount needed but not to exceed \$1,000,000, in fiscal year 1978 and \$1,000,000 in fiscal year 1979, from this appropriation shall be transferred to the metropolitan council to pay principal and interest coming due in the respective fiscal years on bonds issued pursuant to Laws 1974, Chapter 563, Section 7, Subdivision 2; none of this amount may be expended for professional services.

The state planning agency shall administer the natural resources and land and water grants-in-aid program.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding such expenditures.

(i) Regional significance designation 45,000 45,000

The agency shall make grants to the various regional development commissions or other appropriate bodies, outside the area defined in Minnesota Statutes 1976, Section 473.121, Subdivision 2, to provide partial assistance to be distributed pursuant to the regular fiscal year contracts with the respective commissions. The grants are for the preparation of lists of existing and prospective sites and facilities within each region which indicate, by priority for both acquisition and development, those areas which are considered as having regional significance. After July 1, 1978, grants-in-aid for recreation and natural areas under paragraph h, above, shall be made, so far as feasible, consistent with the listing prepared and submitted under this paragraph.

It is anticipated that this program will expire on or before June 30, 1979. If administrative rules are deemed necessary for this particular program by the attorney general, the agency shall amend existing administrative rules as applicable.

(j) Uniform generalized forest maps

The unexpended balance of the appropriation made in Laws 1975, Chapter 204, Section 55, Subdivision 7, Paragraph c, which could not be spent due to delay of the state forest inventory, is reappropriated.

Subd. 10. Regents of the university of Minnesota

(a) Mines directory 12,500 12,500

To the department of civil and mineral engineering for publication of the directory.

(b) Pilot plant - copper nickel process 200,000

To the department of civil and mineral engineering to develop and implement a pilot plant operation to demonstrate bulk and differential flotation of copper nickel ore. The work program shall be reviewed by the director of the regional impact study and interim and final results submitted in sufficient time for incorporation into the reports of the study.

(c) Study of autogenous grinding and tailings

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

| | | |
|---|---------|---------|
| analysis - copper nickel | 100,000 | 100,000 |
| To the department of civil and mineral engineering to conduct studies on autogenous grinding techniques and to analyze copper nickel tailings both for the potential energy and environmental effects and to determine the mineral reclamation potential. The director of the copper nickel regional impact study shall review and comment upon the work program. | | |
| (d) Publish regional soils atlas | 35,000 | 35,000 |
| To the agricultural experiment station to finish publication of the soil atlas series regional scale for the entire state. | | |
| (e) Accelerated detailed soil survey | 483,500 | 483,500 |
| To the agricultural experiment station for acceleration of detailed county soil surveys. The costs of the program shall be shared between local, state and federal units of government, on a pro rata basis depending upon land ownership by the respective levels of government. The work program shall be developed in concert with the members of the Minnesota cooperative soil survey. | | |
| (f) Southeast Minnesota ground-water contamination | 30,000 | 30,000 |
| To the Minnesota geological survey to study the geology and subsurface drainage in the karst region of southeastern Minnesota. The work program shall be developed in concert with the department of health and submitted jointly with the other agencies involved. | | |
| (g) Publish geologic data | 50,000 | 50,000 |
| To the Minnesota geologic survey to publish important existing data not presently available in a form sufficient to meet current requests. | | |
| (h) Aeromagnetic mapping assessment | 100,000 | 100,000 |
| To the Minnesota geologic survey. Of this amount \$50,000 is to conduct a feasibility analysis and recommend a strategy for state involvement in aeromagnetic mapping and up to \$150,000 is available to conduct pilot efforts to evaluate that strategy in further development of a state plan for aeromagnetic data collection. Expenditure of the latter amount is subject to the recommendation of the legislative commission on Minnesota resources. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system. | | |
| (i) Southeast Minnesota groundwater contamination | 22,287 | 22,286 |
| To the college of veterinary medicine, for an epidemiological study related to the human and animal health effects of well water. The work program shall be developed in concert with the department of health and submitted jointly with the other agencies involved. Maximum effort shall be exerted to obtain matching moneys or in kind services to expedite or improve the study. | | |
| (j) Assessment of lake improvement techniques - Eagle Lake | 50,090 | 25,000 |
| To the Morris branch for a fifth year benchmark study and report by December 15, 1978 which evaluates the effectiveness of the lake improvement techniques employed on Eagle lake, in conjunction with other state and federal agencies. | | |
| Subd. 11. Professional services | | |
| (a) Department of natural resources | | |

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

Of the amounts appropriated to the commissioner of natural resources in this section for land acquisition and development purposes, not more than 15 percent may be expended for professional services.

(b) State planning agency

Of the amounts appropriated in subdivision 9, paragraphs (g) and (h) of this section, not more than \$249,000 may be spent by the state planning agency for administration of the grants-in-aid programs specified therein.

(c) Pollution control agency

Of the amount appropriated in subdivision 8 (b) for lake improvement grants, not more than five percent may be spent by the pollution control agency for administration of the grants-in-aid programs specified therein.

Subd. 12. Work programs

It is a condition of acceptance of the appropriations made by this section that the agency or entity receiving the appropriation shall submit work programs and semiannual progress reports in the form determined by the legislative commission on Minnesota resources. None of the moneys provided in this section may be expended unless the commission has approved the pertinent work program.

Subd. 13. Natural resources federal reimbursement account

Federal reimbursements and match money received for the purposes described in Minnesota Statutes, Chapter 86, regardless of the source of state match, credit or value used to earn the reimbursement or match shall in the first instance be credited to a federal receipt account by the state agency receiving the reimbursement or match. Any state department or agency, including the Minnesota historical society and the university of Minnesota, which receives reimbursements or matching moneys as described above shall transfer those amounts to the natural resources federal reimbursement account. Of the amounts transferred, \$1,000,000 is appropriated for the purposes of that account.

Any land and water conservation fund moneys received over and above the normal state apportionment from that fund are also appropriated for the purposes of this reimbursement account. This appropriation is additional to the specific amount appropriated from the amounts transferred in this subdivision.

These appropriations are available for the purposes of state land acquisition and development as described in this section, when the acquisition and development is deemed to be of an emergency or critical nature. In addition these moneys are available for studies initiated by the legislative commission on Minnesota resources that are found to be proper in order for the commission to carry out its legislative charge.

Requests for allocation from the account for acquisition or development must be accompanied by a certificate signed jointly by the state planning officer and commissioner of natural resources, showing a review of the application against Minnesota Statutes, Chapter 86A. Copies of the certification must be submitted to the appropriate legislative committees and commissions.

After all the federal reimbursement and matching moneys are received for the Upper St. Croix riverway project, this account may be used to provide additional state moneys for acquisition and development on that project, and the necessary amounts are appropriated for the project. This appropriation is additional to the specific amounts appropriated in this subdivision.

The appropriations made in this subdivision shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative

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commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding the expenditures.

Subd. 14. For all appropriations in this section, if the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Sec. 34. COMMERCE

| | | |
|-----------------------------------|-----------|-----------|
| General Operations and Management | 4,594,445 | 4,677,598 |
| Approved Complement - 215 | | |

The amounts that may be expended from this appropriation for each program are as follows:

Supervision of State Chartered Financial Institutions

| | |
|---------------------|-------------|
| \$1,576,774 | \$1,600,790 |
| For 1977 - \$32,784 | |

| | |
|-----------------------|-----------|
| Investment Protection | |
| \$638,439 | \$651,547 |

For 1977 - \$19,500

| | |
|-------------------|-----------|
| Consumer Services | |
| \$374,549 | \$382,548 |

| | |
|-----------------------------------|-------------|
| Regulation of Insurance Companies | |
| \$1,258,786 | \$1,281,754 |

For 1977 - \$7,700

| | |
|-----------------|-----------|
| General Support | |
| \$745,897 | \$760,959 |

For 1977 - \$4,200

The commission with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations in the house of representatives.

| | | |
|-------------------------------|-------|-------|
| Sec. 35. BOARD OF ABSTRACTORS | 3,962 | 3,639 |
|-------------------------------|-------|-------|

| | | |
|-------------------------------|---------|---------|
| Sec. 36. BOARD OF ACCOUNTANCY | 130,588 | 135,716 |
|-------------------------------|---------|---------|

Approved Complement - 2

| | | |
|--|---------|---------|
| Sec. 37. BOARD OF ARCHITECTURE, ENGINEERING AND LAND SURVEYING | 203,862 | 206,209 |
|--|---------|---------|

Approved Complement - 7

| | | |
|------------------------------------|--------|--------|
| Sec. 38. BOARD OF BARBER EXAMINERS | 80,015 | 80,646 |
|------------------------------------|--------|--------|

Approved Complement - 3

| | | |
|-------------------------------|---------|---------|
| Sec. 39. BOARD OF COSMETOLOGY | 328,817 | 333,630 |
|-------------------------------|---------|---------|

Approved Complement - 16

| | | |
|-------------------------------|-----------|-----------|
| Sec. 40. BOARD OF ELECTRICITY | 1,616,940 | 1,671,265 |
|-------------------------------|-----------|-----------|

Approved Complement - 18

| | | |
|--|-------|-------|
| Sec. 41. BOARD OF EXAMINERS IN WATCHMAKING | 6,314 | 6,020 |
|--|-------|-------|

Approved Complement - 1

| | | |
|--------------------------|--------|--------|
| Sec. 42. BOARD OF BOXING | 22,258 | 22,258 |
|--------------------------|--------|--------|

| | | |
|-----------------------------|--|--|
| Sec. 43. LABOR AND INDUSTRY | | |
|-----------------------------|--|--|

| | | |
|-----------------------------------|-----------|-----------|
| General Operations and Management | 4,705,525 | 4,777,496 |
|-----------------------------------|-----------|-----------|

Approved Complement

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

| | |
|---------------|------------|
| 1978 - 249 | 1979 - 250 |
| General - 205 | 206 |
| Federal - 44 | 44 |

The amounts that may be expended from this appropriation for each program are as follows:

| | |
|--|-------------|
| Employment Standards Regulation and Enforcement | |
| \$586,229 | \$594,558 |
| Workers' Compensation Regulation and Enforcement | |
| \$2,243,529 | \$2,285,878 |

The commissioner shall establish a pool of court reporters sufficient to allow the authorized number of reporters to handle all the cases in the department for which their services are needed.

| | |
|---------------------------------|-----------|
| Code Enforcement | |
| \$585,076 | \$595,128 |
| OSHA Regulation and Enforcement | |
| \$773,558 | \$782,978 |

| | |
|-----------------|-----------|
| General Support | |
| \$517,133 | \$518,954 |
| For 1977 - | \$33,140 |

The commissioner of labor and industry with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Sec. 44. MEDIATION SERVICES

| | | |
|-----------------------------------|---------|---------|
| General Operations and Management | 672,374 | 684,266 |
| Approved Complement - 25 | | |

The director shall charge a fee to each participant at a labor relations education seminar or workshop so that all expenditures except salaries of bureau employees are reimbursed at least 100 percent. Receipts shall be credited to the general fund.

For the purposes of Minnesota Statutes, Section 43.067, the head of the bureau of mediation services shall be considered to be the commissioner of labor and industry.

Sec. 45. PUBLIC EMPLOYMENT

RELATIONS BOARD

| | | |
|-----------------------------------|--------|--------|
| General Operations and Management | 43,269 | 42,313 |
| Approved Complement - 1 | | |

Sec. 46. PUBLIC SERVICE

| | | |
|-----------------------------------|-----------|-----------|
| General Operations and Management | 3,504,990 | 3,549,497 |
| Approved Complement | | |

1978 - 133 1979 - 134

The amounts that may be expended from this appropriation for each program are as follows:

| | |
|---|-------------|
| Utility Regulation | |
| \$855,633 | \$885,259 |
| Transportation and Warehouse Regulation | |
| \$120,424 | \$122,557 |
| Weights and Measures | |
| \$1,237,527 | \$1,245,523 |
| General Support | |

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state, federal or local government agencies. Advertising revenues collected by the department shall be deposited in the general fund. The commissioner shall set advertising rates and fees commensurate with services rendered and distribution objectives.

The commissioner of economic development with the approval of the commissioner of finance may transfer unencumbered balances not specified for a particular purpose among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Sec. 49. MILITARY AFFAIRS

| | | |
|-----------------------------------|-----------|-----------|
| General Operations and Management | 3,300,599 | 3,371,396 |
| Approved Complement - 183 | | |
| General - 170 | | |
| Federal - 13 | | |

Plus additional personnel as may be financed entirely from federal money for the period federal money is available.

The amounts that may be expended from this appropriation for each program are as follows:

| | | |
|---|-------------|--|
| Maintenance of Military Training Facilities | | |
| \$2,555,798 | \$2,617,997 | |
| General Support | | |
| \$744,801 | \$753,399 | |

The adjutant general with the approval of the commissioner of finance may transfer unencumbered balances between the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Notwithstanding any other provision of this act or any other law, the portion of appropriations made in this section that relate to facility maintenance and repairs shall be available for allotment, encumbrance and expenditure upon passage of this act, for the purpose of financing federal reimbursement contracts.

Sec. 50. VETERANS AFFAIRS

| | | |
|-----------------------------------|------------|-----------|
| General Operations and Management | 2,609,667 | 2,571,903 |
| Approved Complement | | |
| 1978 - 163 | 1979 - 228 | |

The amounts that may be expended from this appropriation for each program are as follows:

| | | |
|-------------------|-------------|--|
| Veterans Benefits | | |
| \$1,124,802 | \$1,142,921 | |

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Of this appropriation, \$61,000 each year is for war veterans and war orphans education aid, to be expended pursuant to Minnesota Statutes, Section 197.75.

| | | |
|-------------------|-----------|--|
| Veterans Services | | |
| \$734,757 | \$747,613 | |
| Veterans Home | | |
| \$734,676 | \$665,229 | |

Of the amounts appropriated for the veterans home, including any additional federal money and dedicated receipts that are available for maintenance and repair, not to exceed \$1,839,921 is for salaries for the year ending June 30, 1978, and \$2,610,449 is for salaries

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for the year ending June 30, 1979, but may be augmented by money appropriated for salary increases by the 1977 legislature.

Federal aid, compensation, or reimbursement from the federal government or otherwise received by the Minnesota veterans home, and all receipts from maintenance charges are reapportioned to be used for the purpose of supplementing this appropriation; however, any income in excess of \$2,109,939 for fiscal year 1978, and \$3,003,165 for fiscal year 1979 shall reduce the general fund appropriation by a like amount.

No portion of the money appropriated for salaries shall be used to pay merit increases to employees in the unclassified service.

No commissary privileges including food, laundry service, janitorial service, and household supplies shall be furnished to any employee paid from this appropriation.

Big Island Veterans Camp

\$15,432 \$16,140

The commissioner of veterans affairs with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Sec. 51. PUBLIC SAFETY

General Operations

| | | |
|----------------|------------|------------|
| and Management | 44,737,792 | 45,148,613 |
|----------------|------------|------------|

Approved Complement

| | | |
|-------------------|-------------|------|
| 1978 - 1683 | 1979 - 1703 | |
| General - | 279 | 279 |
| Special Revenue - | 101 | 112 |
| Trunk Highway - | 1021 | 1024 |
| Highway User - | 209 | 220 |
| Federal - | 73 | 68 |

The above approved complement includes 504 for all unclassified patrol officers and supervisors of the highway patrol. This complement shall not be exceeded during the biennium. Nothing in this provision is intended to limit the authority of the commissioner of public safety to transfer personnel, with the approval of the commissioner of finance, among the various units and divisions within this section provided that the above complement shall be reduced accordingly.

No new highway patrol supervisory positions shall be established, with the exception of special duty assigned ranks for the length of assignment only.

Of this appropriation, \$27,507,457 for the first year and \$28,144,898 for the second year are from the trunk highway fund for traffic safety programs. The commissioner of finance shall transfer on a quarterly basis the appropriation made from the trunk highway fund in this section. \$7,440,828 for the first year and \$7,711,215 for the second year are from the highway user tax distribution fund for the administration of motor vehicle laws.

Of this appropriation, \$9,757,007 for the first year and \$9,260,000 for the second year are from the general fund.

The amounts that may be expended from this appropriation for each program are as follows:

Administration and Related Services

\$1,384,660 \$1,455,065

Investigation, Enforcement and

Emergency Assistance

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

\$27,072,446 \$27,041,572

Of this appropriation, \$720,000 is for the purpose of investigating cross jurisdictional criminal activity. County sheriffs or the chief administrative officer of city police departments may use up to \$250,000 for criminal investigatory activity including purchases of drugs and acquisition of information relating to possession and sale of controlled substances. County sheriffs or the chief administrative officer of city police departments may use up to \$200,000 for criminal investigatory activity, including purchases of contraband and information relating to receiving or selling stolen goods. Application for money shall be made to the commissioner of public safety on forms and pursuant to procedures developed by the superintendent of the bureau of criminal apprehension and shall describe the type of intended criminal investigation and an estimate of the amount of money required. A report shall be made to the commissioner at the conclusion of any investigation for which this money is used stating: (1) the number of persons arrested, (2) the nature of the charges filed against them, (3) the nature and value of controlled substances or contraband purchased or seized, and (4) the amount of this money paid to informants during the investigation. Unused funds shall be returned to the commissioner by the reporting agency. Applications to the commissioner shall be maintained as confidential records. Reports at the conclusion of an investigation are public records. Any unencumbered balance remaining in the first year shall not cancel but is available for the second year of the biennium.

\$50,000 each year is for the bureau of criminal apprehension to provide in-service training for peace officers on a regional basis.

\$23,158 is to reimburse the city of Breckenridge for fire disaster costs and fire related costs over and above normal fire call procedures incurred pursuant to directions from the state fire marshal and otherwise.

\$320,362 in fiscal 1978, and \$371,179 in fiscal 1979 is for the air patrolling of highways.

The commissioner shall develop a plan to transfer ten administrative sergeants and three pilots to patrolling of highways by November 1, 1977 and shall implement the plan by January 1, 1978.

The commissioner shall maintain not more than three helicopters in flight condition.

The commissioner shall continue the air watch traffic patrol at a level of service at least equal to that currently provided, even though this may require some helicopter pilots to perform more than one duty.

The personnel involved in the support of the weigh scale and spot motor vehicle inspection programs shall be provided by the commissioner of transportation. This appropriation is from the trunk highway fund.

This appropriation provides sufficient money to operate the mobile truck weighing program on a 12 month basis.

Licensing

\$15,943,968 \$16,314,436

The primary computer development effort of the department shall be to functionally integrate the motor vehicle, driver license, and traffic records information systems of the department. Projects currently planned or underway that would redesign these record systems shall be terminated. To the extent they are consistent with a functionally integrated information system, the objectives of any terminated project shall be incorporated in the objectives of the record integration project.

Ancillary Services

\$336,718 \$337,540

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Of this appropriation \$32,500 each year is appropriated from the state airports fund for the civil air patrol.

The commissioner of public safety with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

| | | |
|--------------------------------------|---------|---------|
| Sec. 52. INDIAN AFFAIRS | | |
| INTERTRIBAL BOARD | 159,886 | 162,562 |
| Approved Complement - 7 | | |
| Sec. 53. COUNCIL FOR THE HANDICAPPED | | |
| | 215,625 | 232,623 |
| Approved Complement - 8 | | |
| Sec. 54. HUMAN RIGHTS | | |
| General Operations and Management | 717,118 | 726,943 |
| Approved Complement - 45 | | |
| General - 33 | | |
| Federal - 12 | | |

The amounts that may be expended from this appropriation for each program are as follows:

| | |
|--|-----------|
| Human Rights Enforcement | |
| \$424,292 | \$431,054 |
| Management, Planning and Information Service | |
| \$292,826 | \$295,889 |

The commissioner of human rights with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

| | | |
|------------------------------------|---------|---------|
| Sec. 55. MINNESOTA MUNICIPAL BOARD | | |
| | 135,648 | 137,461 |
| Approved Complement - 4 | | |
| Sec. 56. TORT CLAIMS | | |
| | 750,000 | 750,000 |

To be disbursed by the commissioner of finance.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

| | |
|--------------------------------|---------|
| Sec. 57. WORKERS' COMPENSATION | |
| For 1977 - \$ | 601,824 |

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

| | |
|------------------------------|---------|
| Legislative Audit Commission | 11,429 |
| Supreme Court | 318 |
| District Court | 2,418 |
| Secretary of State | 59 |
| Administration | 110,727 |
| Revenue | 30,761 |
| Agriculture | 45,607 |
| Livestock Sanitary Board | 3,532 |

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| | |
|--------------------|---------|
| Natural Resources | 272,465 |
| Commerce | 7,544 |
| Labor and Industry | 16,447 |
| Public Service | 16,028 |
| Military Affairs | 50,933 |
| Veterans' Affairs | 9,630 |
| Public Safety | 23,926 |

Of the amount appropriated, \$78,494 is from the game and fish fund.

The appropriations in this act for the operation of each state department or agency, except the department of natural resources, in fiscal 1978 and 1979 include amounts needed to pay workers' compensation obligations to the state compensation revolving fund. It is the intent of the legislature not to appropriate additional money at any future time to pay workers' compensation obligations for fiscal 1978 and 1979, except for the department of natural resources or as may be required by an increase in the statutory level of workers' compensation benefits.

Sec. 58. UNEMPLOYMENT COMPENSATION

For 1977 - \$ 1,250,220

To the commissioner of finance for transfer to the unemployment compensation fund in reimbursement for unemployment compensation benefits paid to former employees of the following agencies in the amounts as indicated:

| | |
|--|-----------|
| Supreme Court | 1,575 |
| Governor's Commission on Crime Prevention | 17,321 |
| Secretary of State | 3,701 |
| Attorney General | 3,612 |
| Administration | 47,864 |
| Agriculture | 53,377 |
| Natural Resources | 1,027,350 |
| Labor and Industry | 22,616 |
| Mediation Services | 1,545 |
| Public Service | 4,027 |
| Economic Development | 6,692 |
| Military Affairs | 15,503 |
| Veterans' Affairs | 18,129 |
| Public Safety | 23,392 |
| Human Rights | 3,516 |

Of the amount appropriated, \$226,070 is from the game and fish fund.

The appropriations in this act for the operation of each state department or agency, except the department of natural resources, in fiscal 1978 and 1979 include amounts needed to pay unemployment compensation obligations to the unemployment compensation fund. It is the intent of the legislature not to appropriate additional money at any future time to pay unemployment compensation obligations for fiscal 1978 and 1979, except for the department of natural resources or as may be required by an increase in the statutory level of unemployment compensation benefits.

Sec. 59. The appropriation made to the commissioner of administration by Laws 1976, Chapter 333, Section 17, Subdivision 2, shall not cancel but is available until June 30, 1978.

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Sec. 60. TRANSFERS. Subdivision 1.

The commissioner of finance shall make the transfers provided for in this section.

Subd. 2. The commissioner shall transfer the sum of \$5,224.39 from the highway user tax distribution fund to the general fund to correct an underestimate in the cost of collecting the tax on gasoline and gasoline substitutes during the 1973-75 biennium.

Subd. 3. The commissioner shall transfer the sum of \$1,683,437.99 from the highway user tax distribution fund to the general fund to reimburse the general fund for the cost of collecting the tax on gasoline and gasoline substitutes and the cost of bond premiums during the 1975-77 biennium.

Sec. 61. DETAILS. The staffs of the senate finance committee and the house appropriations committee shall, at the request of agencies receiving appropriations in this act and the commissioner of finance, provide wherever available detailed information on the activities and objects of expenditures that go into the appropriation totals.

Sec. 62. OPEN APPROPRIATION FOR COST OF LIVING ADJUSTMENTS.
Subdivision 1. There is appropriated to the commissioner of finance from the appropriate funds in the state treasury the sums necessary to pay cost of living increases to classified employees and unclassified employees who are paid salaries comparable to employees in civil service pay schedules A, B and C and the labor service. The increases may be paid to covered employees of the legislative, executive and judicial branches of state government, employees of the state highway patrol, employees of the Minnesota historical society and nonacademic employees of the university of Minnesota who are paid by state funds, if the increases are authorized by law during the 1977 session of the legislature or if the increases are authorized by appropriate resolutions for employees of the legislature. Cost of living adjustments authorized by Minnesota Statutes, Section 43.127, shall be paid pursuant to this section.

Subd. 2. The commissioner shall transfer the amounts to the appropriate accounts. Sums so transferred are appropriated for the biennium beginning July 1, 1977.

Subd. 3. Any sums certified and transferred to the university of Minnesota under the provisions of this section shall only be used for the purpose certified. Any sum transferred that exceeds the increased cost above the amount appropriated for that purpose shall be returned and deposited in the state treasury.

Sec. 63. PAYMENT OF BASIC LIFE INSURANCE AND HEALTH BENEFIT COVERAGE. In the event that premium rates for basic life insurance and basic health benefit coverage authorized for eligible state employees and their dependents are increased over the rates in existence at the time of the passage of this act, the commissioner of finance is authorized to transfer the required amounts to the appropriate accounts of state agencies and the university of Minnesota. The sums of money necessary for the purposes are appropriated from such account and funds in the state treasury. In order to enable the commissioner of finance to maintain proper records covered by the appropriations made by this section he may require certification in connection therewith as he may deem necessary from any state departments or the university of Minnesota whose members receive benefits pursuant to Minnesota Statutes, Sections 43.42 to 43.50.

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The sums transferred are appropriated. The appropriations made by this section are for the biennium beginning July 1, 1977.

Sec. 64. **COMPUTER SYSTEM DEVELOPMENT.** In all cases where an appropriation made in this act includes money for computer system development, development shall not proceed beyond PRIDE phase I until the project has been reviewed and approved by the commissioners of administration and finance. All approved projects shall be reported to the chairmen of the house appropriation committee and senate finance committee to receive their recommendation on the project. A recommendation is advisory only. In the case of rejected projects, the commissioner of finance shall cancel the unencumbered balance of the appropriation allotted for development of the project.

Sec. 65. **FORT SNELLING OFFICERS' ROW.** Subdivision 1. The commissioner of administration, if authorized by a deed from the federal government regarding the following described property, may sell and convey to any individual or organization any or all of the historic homes located along Taylor Avenue, Fort Snelling, known as "Officers' Row" and the annex building, these being numbered 151 to 161, and the lands on which the buildings are situated. Any sale shall be made on a competitive bid basis under terms and conditions in addition to those contained in this section that the commissioner deems appropriate and the conveyance shall be made subject to a perpetual easement in favor of the state of Minnesota for the purpose of preserving the historical character of the exterior of the buildings and their grounds. The commissioner shall enter into a contract for deed. The contract shall require the purchaser to comply with the provisions of this section and shall not extend the period of time for the payment of the purchase price. The contract for deed shall require, as a condition of the contract, that the purchaser shall, in addition to making all necessary payments, make the necessary changes to place the buildings in compliance with state building code standards applicable to the buildings' classification and occupancy before the state will issue the quit claim deed.

Subd. 2. In the event any or all of the buildings are not sold under the provisions of subdivision 1, the commissioner of administration may lease any or all of the unsold buildings. The terms of the lease shall provide that the lessee maintain and preserve the historical exterior of the buildings and maintain the property for public park or public recreational purposes. The provisions of this subdivision are not subject to Minnesota Statutes 1976, Section 16.02, Subdivision 14.

Subd. 3. Within 30 days of the enactment of this section the commissioner of natural resources and the director of the Minnesota historical society shall submit their recommendations as to criteria for acceptable use of the buildings to the commissioner of administration. The recommendations are advisory only. The commissioner of administration shall finally determine acceptable use criteria and may reject any bid for sale or any lease that does not meet such criteria. The commissioner shall not demolish any of the buildings until he has first consulted with the chairmen of the senate finance committee and the house appropriations committee and received their recommendations thereon. The recommendations are advisory only.

Subd. 4. Any sale or lease shall require the purchaser or lessee to cause the
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buildings to meet the state building code standards applicable to the buildings' classification and occupancy within a stated period of time. Failure to bring the building up to standard within the specified time limit shall be cause to cancel the lease or, in the case of sale, the failure will be in violation of the contract for deed and the contract will cancel. If the contract for deed is cancelled, the state shall retain amounts paid by the purchaser as payment for use of the premises.

Subd. 5. The commissioner of natural resources and the director of the Minnesota historical society shall forthwith take all necessary steps to have the use plan that was submitted to the United States of America on June 28, 1971, amended to permit the state to sell or lease the buildings designated in subdivision 1.

Subd. 6. The sum of \$75,000 appropriated for Fort Snelling Officers' Row preservation and restoration by Laws 1975, Chapter 204, Section 55, Subdivision 5, Clause (g) is appropriated to the commissioner of administration to conduct architectural and engineering studies of the buildings and lands described above, prepare other information he deems necessary to sell or lease the property, pay the costs of advertising the property, and pay any other costs related to the sale or lease of the property.

Subd. 7. This section is effective the day following final enactment.

Sec. 66. [4.191] PLANNING PROGRAMS. Prior to commencing a study, research, or planning program, a state agency or department shall file with the state planning agency on a form prescribed by the agency, a description of the proposed project, including title, purpose, staff assigned, consultants to be used, cost, completion date, and other information prescribed by the agency as appropriate. The agency shall develop rules to exclude from the filing requirement projects that the agency determines are of minor significance.

Upon completion of the project, a copy shall be filed with the state planning agency. The state planning agency shall review the planning programs of state departments and agencies and submit to the legislature by November 15 of each year a report of findings and recommendations.

Sec. 67. Minnesota Statutes 1976, Section 5.08, Subdivision 2, is amended to read:

Subd. 2. **DISTRIBUTION.** 15,000 copies of the legislative manual shall be printed and distributed as follows:

- (1) ~~25~~ 50 copies shall be available to each member of the legislature on request;
- (2) 50 copies to the state historical society;
- (3) 25 copies to the state university;
- (4) 60 copies to the state library;
- (5) Two copies each to the library of Congress, the Minnesota veterans home, the

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state universities, the state high schools, the public academies, seminaries, and colleges of the state, and the free public libraries of the state;

(6) One copy each to the state institutions not hereinbefore mentioned, the elective state officials, the appointed heads of departments, the officers and employees of the legislature, the justices of the supreme court, the judges of the district court, the senators and representatives in Congress from this state, and the county auditors;

(7) One copy to each public school, to be distributed through the superintendent of each school district; and

(8) The remainder may be disposed of as the secretary of state deems best; ~~and at a price the secretary of state shall establish. All receipts from the sale of the legislative manual shall be deposited to the general fund.~~

Sec. 68. Minnesota Statutes 1976, Section 5.09, is amended to read:

5.09 LEGISLATIVE MANUAL, STUDENTS' EDITION. The secretary of state, subject to the approval of the president ~~pro tem~~ of the senate and speaker of the house of representatives, shall prepare, compile, edit, and distribute a brief edition of the legislative manual, as provided in section 5.08, suitable for ~~sale to school pupils at a price to be fixed by the secretary of state.~~

Sec. 69. Minnesota Statutes 1976, Section 10.30, is amended to read:

10.30 EMPLOYEES' COMPENSATION REVOLVING FUND, REIMBURSEMENT. In all cases where any state department owes the employees' compensation revolving fund, created by sections 176.591, 176.601 and 176.611, for claims paid its employees, and no direct appropriation is made therefor, such department shall reimburse the revolving fund from the funds available to it for supplies and expense money appropriated for operation of the department.

Sec. 70. Minnesota Statutes 1976, Section 16.025, Subdivision 1, is amended to read:

16.025 PERFORMANCE OF CERTAIN WORK FOR STATE AGENCIES. Subdivision 1. **NATURE OF WORK.** The commissioner of administration may repair, alter, or construct machinery, furniture, or other property for any officer, department, or agency of the state, or construct any partition or alter any arrangement of an office upon written requisition by such officer or the head of such department or agency. Any such requisitions involving the public or ceremonial areas of the state capitol building shall be executed in conformance with the policies and standards set for the capitol by the capitol area architectural and planning board and the commissioner of administration pursuant to section 15.50, subdivision 2, clause (h). Such requisition shall be subject to the allotment and encumbrance provisions of Laws 1939, Chapter 431. In addition to the foregoing, the commissioner may provide centralized operation and maintenance services, excluding janitorial cleaning, for such state owned buildings as are specified in section 16.02, subdivision 6. The commissioner shall charge and collect for such services in the

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manner prescribed in subdivision ~~2~~ 3 for repairs, alteration, or construction.

Sec. 71. Minnesota Statutes 1976, Section 16A.095, Subdivision 2, is amended to read:

Subd. 2. **ESTABLISHMENT OF PROGRAM.** ~~The commissioner of finance shall develop the budget process to accomplish the policy as stated in subdivision 1 for state departments and agencies; provided, that such process need not comply with other provisions of law relating to the setting forth of expenditures by organizational units, character and objects of expenditure.~~ The commissioner of finance shall promulgate regulations and instructions applicable to budget preparation governing the classification of expenditures and the content, and submission of budget requests and appropriation measures. The commissioner of finance shall ~~from time to time~~ select agencies and departments to implement improvements ~~in~~ the budget system. The commissioner of finance shall make recommendations to the legislature on the subject of any legislation or special appropriations which may be required for implementation of improvements ~~in~~ the budgeting system for all state departments and agencies. ~~Such~~ The budget system shall, to the greatest extent practicable, emphasize alternative approaches in the program development and criteria for performance evaluation and measurement. All state departments and agencies shall cooperate with the commissioner of finance to assure implementation of budgets which meet the requirements of the commissioner of finance and which give due regard to the requirements of the various departments and agencies involved. No state agency shall begin or install any system of program or programmatic budgeting until they ~~have~~ it ~~has~~ first secured the explicit permission of the commissioner of finance.

Sec. 72. Minnesota Statutes 1976, Section 16A.10, Subdivision 1, is amended to read:

16A.10 COMMISSIONER TO PREPARE BUDGET. Subdivision 1. **BUDGET ESTIMATE FORMS.** It shall be the duty of the commissioner, or his designated deputy, to prepare the budget for all state departments and agencies, subject to the approval of the governor. By May 1 of each even-numbered year, the commissioner shall furnish the committee on finance of the senate and the committee on appropriations of the house of representatives with copies of the budget forms he proposes to use in the detailed budget estimates presented by the governor to the legislature and shall receive their recommendations on possible improvements in the forms. The recommendations are advisory only. The commissioner shall furnish every department, official, and agency of the state authorized to expend state moneys with a sufficient number of budget estimate forms for its use by September first of each even-numbered year. The budget forms shall be so drawn as to show actual expenditures for the two preceding fiscal years, estimated expenditures for the current fiscal year, and estimates for each fiscal year of the succeeding biennium, the same data in respect to departmental receipts, and an estimated appropriation balance at the end of the current fiscal year. The estimated expenditures shall be classified to set forth the data by funds; ~~organization units; and~~ character; and ~~objects~~ of expenditures, and the ~~organization units~~ agency may be subclassified by ~~functions~~ programs and activities. The department revenue estimates shall show the basis upon which the estimates were made and the factors involved in the same, and shall be

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classified so as to show receipts by funds, ~~organization units, and sources of income programs, and activities.~~ The estimates of expenditures and revenue shall be based upon the law in existence at the time the estimates are prepared.

Sec. 73. Minnesota Statutes 1976, Section 16A.10, Subdivision 2, is amended to read:

Subd. 2. **FILING BUDGET ESTIMATES.** Each ~~such~~ state department, official, or agency shall, not later than the first day of October preceding the convening of the legislature, file with the commissioner its estimates in the form provided, including a ~~full~~ concise explanation of its requests for any increased appropriations and for the expansion of services and the addition of new activities, a statement of the work accomplished during the preceding biennium and the work proposed to be done for the next biennium, and a list of all employees, their titles, and their salaries. The commissioner shall prepare estimates for all departments, boards, and agencies that fail to file requests. The commissioner shall transmit a copy of the budget estimates and accompanying information for the biennial budget as submitted by each department or agency to the commissioner to the committee on finance of the senate and to the committee on appropriations of the house of representatives on or before the 15th day of November of each even-numbered year.

Sec. 74. Minnesota Statutes 1976, Section 16A.11, Subdivision 2, is amended to read:

Subd. 2. **BUDGET MESSAGE.** Part 1 of the budget shall consist of a budget message prepared by the governor, including his recommendations with reference to the fiscal policy of the state government for the coming biennium, describing the important features of the budget plan, embracing a general budget summary setting forth the aggregate figures of the budget so as to show the balanced relation between the total proposed expenditures and the total anticipated income, with the basis and factors on which the estimates are made, the amount to be borrowed, and other means of financing the budget for the ensuing biennium, compared with the corresponding figures for at least the last two completed fiscal years and the current year. The budget plan shall be supported by explanatory schedules or statements, classifying the expenditures contained therein by ~~organization units, objects, agencies~~ and funds, and the income by ~~organization units, agencies~~, sources, funds, and the proposed amount of new borrowing, as well as proposed new tax or revenue sources. The budget plan shall be submitted for all special and dedicated funds, as well as the general fund, and shall include the estimated amounts of federal aids, for whatever purpose provided, together with estimated expenditures therefrom.

Sec. 75. Minnesota Statutes 1976, Section 16A.11, Subdivision 3, is amended to read:

Subd. 3. **DETAILED BUDGET ESTIMATES.** Part 2 of the budget shall embrace the detailed budget estimates both of expenditures and revenues. It shall also include statements of the bonded indebtedness of the state government, showing the actual amount of the debt service for at least the past two completed fiscal years, and the

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estimated amount for the current fiscal year and for the next two fiscal years, the debt authorized and unissued, the condition of the sinking funds, and the borrowing capacity. It shall also contain any statements relative to the financial plan which the governor may deem desirable or which may be required by the legislature. The detailed estimates shall include the budget request of each department of agency arranged in tabular form so it may readily be compared with the governor's budget for each department or agency. They shall also include, as part of each agency's organization chart, a summary of the personnel employed by the agency, showing the complement approved by the legislature for the current biennium, additional complement positions authorized through the governor or the commissioner of finance, positions transferred into or out of the agency, additional part-time and seasonal positions and the number of employees of all kinds actually employed by the agency on June 30 of the last complete fiscal year. To the extent practical, the summary of personnel shall also be shown for each functional division of the agency, and for each fund and type of appropriation.

Sec. 76. Minnesota Statutes 1976, Chapter 16A, is amended by adding a section to read:

[16A.123] APPROVED COMPLEMENT. The approved complement set for an agency by law limits the number of persons who may be employed by the agency at any one time. The approved complement does not apply to independent contractors. In addition to the approved complement, part-time employees, seasonal or intermittent employees, summer student help, service workers, preservice trainees employed pursuant to affirmative action programs approved by the commissioner of personnel, CETA employees, or employees engaged in repair or construction projects may be employed with the advance approval of the commissioner of finance who shall determine the need for them and that money is available. The approved complement applies to persons employed by the agency regardless of the fund or appropriation from which they are paid.

Additional full-time employees over the number of the approved complement may be employed on the basis of public necessity or emergency. If the employee is to be paid from a direct appropriation, the addition shall not be made without the written approval of the governor. The governor shall not approve the addition until after he has consulted with the legislative advisory commission and the commission has made its recommendation on the matter. The recommendation is advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation. If the employee is not to be paid from a direct appropriation, the addition may be made with the written approval of the commissioner of finance who shall determine the need for it and that money is available. The commissioner of finance shall promptly notify the committee on finance of the senate and the committee on appropriations of the house of representatives of the additions.

Sec. 77. Minnesota Statutes 1976, Section 43.31, is amended to read:

43.31 SERVICES AVAILABLE TO POLITICAL SUBDIVISIONS. The services and facilities of the state personnel department and its staff shall be available upon request, subject to rules prescribed therefor by the commissioner, to political subdivisions

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of the state. In making such service and facilities available, it shall be understood that requirements for the enforcement and administration of the provisions of this chapter shall be given precedence and that the political subdivisions shall reimburse the state for the reasonable cost of such services and facilities.

The commissioner may enter into arrangements with personnel agencies in other jurisdictions for the purpose of exchanging services and effecting transfers of employees. The commissioner may also join or subscribe to any association or service having as its purpose the interchange of information relating to the technique of personnel administration. ~~There is hereby appropriated to the state personnel department from such moneys as are credited to their account an amount sufficient to pay for the purposes of this section:~~

Sec. 78. Minnesota Statutes 1976, Section 85A.02, is amended by adding a subdivision to read:

Subd. 16. The board may acquire by lease-purchase or installment purchase contract, transportation systems, facilities and equipment that it determines will substantially enhance the public's opportunity to view, study or derive information concerning the animals to be located in the zoological garden, and will increase attendance at the garden. The contracts may provide for: (1) the payment of moneys over a twelve year period, or over a longer period not exceeding twenty-five years if approved by the commissioner of administration; (2) the payment of money from any funds of the board not pledged or appropriated for another purpose; (3) indemnification of the lessor or seller for damage to property or injury to persons due primarily to the actions of the board or its employees; (4) the transfer of title to the property to the board upon execution of the contract or upon payment of specified amounts; (5) the reservation to the lessor or seller of a security interest in the property; and (6) any other terms that the board determines to be commercially reasonable. Property so acquired by the board, and its purchase or use by the board, or by any non-profit corporation having a concession from the board requiring its purchase, shall not be subject to taxation by the state or its political subdivisions. Each contract shall be subject to the provisions of chapter 16, relating to competitive bidding, provided that the board is not required to readvertise for competitive proposals for any transportation system, facilities and equipment heretofore selected from competitive proposals taken pursuant to section 85A.03, subdivisions 4 and 4a.

Sec. 79. Minnesota Statutes 1976, Section 85A.04, Subdivision 1, is amended to read:

85A.04 ZOOLOGICAL GARDEN ACCOUNTS IN THE GENERAL FUND.
Subdivision 1. MINNESOTA ZOOLOGICAL GARDEN GENERAL ACCOUNT. A Minnesota zoological garden general account is created in the general fund. All receipts from the operation of the Minnesota zoological garden shall be deposited to the credit of such account ~~and are hereby appropriated annually to the state zoological board to carry out the terms and provisions of this chapter.~~ Money in this account may be expended as appropriated biennially for operation, capital improvements, and equipment of the Minnesota zoological garden, including lease rentals and for acquisition of wild and

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domestic animals therefor and for payment of the principal of and interest on Minnesota state zoological garden bonds.

Sec. 80. Minnesota Statutes 1976, Section 186.04, is amended to read:

186.04 ASSESSMENTS FOR EXPENSE. Every rule, regulation, or standard prescribed or approved by the governor shall contain provisions for assessing against and collecting from all persons, firms, and corporations, subject to the rules, regulations, or standards, as employer or employee, on a fair and equitable basis therein set forth, assessments sufficient for expenses incurred in connection with the promulgation of the rules, regulations, or standards, and administration, to be paid to the state treasurer and credited to the general fund, as may be prescribed. Expenses of promulgation and administration shall be paid from appropriations for that purpose.

Sec. 81. Minnesota Statutes 1976, Section 241.045, Subdivision 4, is amended to read:

Subd. 4. COMPENSATION; EXPENSES. Each member of the board other than the chairman shall receive as compensation the sum of ~~\$20,000~~ \$22,000 per year, payable in the same manner as other employees of the state. The chairman of the board shall receive as compensation his salary as an officer of the department of corrections, which shall not be less than the salary of the other members of the board. In addition to the compensation herein provided, each member of the board shall be reimbursed for all expenses paid or incurred by him in the performance of his official duties in the same manner as other employees of the state. This compensation and these expenses shall be paid out of the general fund in the same manner as the salaries and expenses of other state officers are paid, except that the salary and expenses of the chairman of the board shall be paid out of funds appropriated to the commissioner of corrections.

Sec. 82. Minnesota Statutes 1976, Section 268.06, Subdivision 25, is amended to read:

Subd. 25. PAYMENTS TO FUND BY STATE AND POLITICAL SUBDIVISIONS IN LIEU OF CONTRIBUTIONS. *In lieu of contributions required of employers under this law, the state of Minnesota or its political subdivisions governed by this law shall pay into the unemployment compensation fund an amount equivalent to the amount of benefits paid and one-half of the extended benefits paid to individuals based on wages paid by the state of Minnesota or such political subdivisions. If benefits paid an individual are based on wages paid by both the state of Minnesota or such political subdivisions and one or more other employers, the amount payable by the state of Minnesota or such political subdivisions to the fund shall bear the same ratio to total benefits paid to the individual as the base-period wages paid to the individual by the state of Minnesota or such political subdivisions bear to the total amount of base-period wages paid to the individual by all his base-period employers. The amount of payment required under this subdivision shall be ascertained by the commissioner semi-annually. ~~If the amount of benefits paid in any fiscal year from the fund to former employees paid from any one account from which salaries are paid as ascertained by the commissioner exceeds three percent of the total wages paid to all employees from that salary account during the~~*

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preceding completed fiscal year, the excess amount shall be paid to the fund by including such sum in the biennial budget as submitted by the commissioner of the department of administration and shall be paid from such moneys in the state treasury that have not otherwise been appropriated.

Sec. 83. Minnesota Statutes 1976, Section 326.241, Subdivision 3, is amended to read:

Subd. 3. **FEES AND FINANCES; DISPOSITION.** All ~~license~~ fees collected under the provisions of ~~Laws 1967, Chapter 602 sections 326.241 to 326.248~~ are to be credited to the general fund. ~~Of The unexpended balance in a special fund of the board as of July 1, 1973; those portions attributable to previously collected license fees credited to the fund, but not inspection fees held in escrow 1977,~~ shall be credited to the general fund. The expenses of administering sections 326.241 to 326.248 shall be paid from appropriations made to the board of electricity.

Sec. 84. Minnesota Statutes 1976, Section 362.125, is amended to read:

362.125 **PROMOTIONAL EXPENSES.** In the promotion of tourism and economic development of the state of Minnesota, the state commissioner of economic development may expend from moneys appropriated by the legislature for such purposes in the same manner as private persons, firms, corporations and associations make expenditures for such purposes and in so doing shall not be governed by the provisions of chapter 16; ~~except those relating to budget and allotment.~~ For purposes of allotment, encumbrance and disbursement all transactions for promotional purposes shall be coded under the commissioner of finance's object of expenditure code for advertising. The encumbrance shall be made on a miscellaneous encumbrance requisition. Any such expenditures for food, lodging or travel shall not be governed by the travel regulations of the commissioner of administration.

Sec. 85. Minnesota Statutes 1976, Section 363.14, Subdivision 1, is amended to read:

363.14 **COURT ACTIONS, SUITS BY PRIVATE PARTIES, INTERVENTION, DISTRICT COURT JURISDICTION, ATTORNEY'S FEES, AND COSTS.** Subdivision 1. **COURT ACTIONS, SUITS BY PRIVATE PARTIES, INTERVENTION.** A person may bring a civil action seeking redress for an unfair discriminatory practice, upon withdrawal of the complaint from the department of human rights, at the following times:

(a) Within 90 45 days after the commissioner has determined that there is no probable cause to credit the allegations contained in a charge filed with the commissioner, or, if the charging party requested a reconsideration, within 90 45 days after the commissioner has reaffirmed his determination of no probable cause; or

(b) After 90 45 days but within one year after the filing of a charge if at or prior to the time of bringing the civil action a hearing has not been held pursuant to section 363.071.

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A charging party bringing a civil action shall mail by registered or certified mail a copy of the summons and complaint to the commissioner, and upon his receipt thereof the commissioner shall cause all proceedings in the department relating to the charge to terminate. No charge shall be filed or reinstated with the commissioner after a civil action relating to the same unfair discriminatory practice has been brought unless the civil action has been dismissed without prejudice.

Upon application by the complaining party to the district court at a special term thereof and in such circumstances as the court may deem just, the court may appoint an attorney for such person and may authorize the commencement of the action without payment of fees, costs, or security.

Upon timely application, the court may, in its discretion, permit the department to intervene in a civil action brought pursuant to this section upon certification that the case is of general public importance.

Upon request, the court may, in its discretion, stay further proceedings for not more than 60 days pending further efforts of the department to obtain voluntary compliance.

Sec. 86. Minnesota Statutes 1976, Section 472.13, Subdivision 1, is amended to read:

472.13 APPROPRIATION TO DEVELOPMENT REVOLVING FUND. Subdivision 1. There is hereby appropriated out of the general fund in the state treasury not otherwise appropriated the sum of \$1,500,000 to the state executive council to be used for the purposes set forth in these sections; ~~including~~ excluding the necessary cost of administration thereof. The sum hereby appropriated shall be credited to a special account in the state treasury to be known as the development revolving fund to be drawn upon and used by the state agency in the manner and for the purposes provided for in these sections.

Sec. 87. Minnesota Statutes 1976, Section 490.15, Subdivision 1, is amended to read:

490.15 ESTABLISHMENT; COMPOSITION. Subdivision 1. The board on judicial standards is established and consists of one judge of the district court, one judge of a municipal court, one judge of county court, two lawyers who have practiced law in the state for ten years and four citizens who are not judges, retired judges or lawyers. ~~The board may employ or appoint an~~ executive secretary is appointed by the governor. Members representing the district, municipal and county courts shall be appointed by their respective judicial organizations and the lawyer members shall be appointed by the board of governors of the Minnesota state bar association. The citizen members shall be appointed by the governor with the advice and consent of the senate. No member shall serve more than two full four-year terms or their equivalent. Membership terminates if a member ceases to hold the position that qualified him for appointment.

Sec. 88. Minnesota Statutes 1976, Chapter 624, is amended by adding a section to

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read:

[624.718] Notwithstanding any other law to the contrary, cities of the first class may enforce local laws, ordinances or regulations governing the transfer of pistols that are more restrictive than state laws governing the transfer of pistols.

Sec. 89. Minnesota Statutes 1976, Section 626.553, is amended to read:

626.553 GUNSHOT WOUNDS; INVESTIGATIONS, REPORTS. Subdivision 1.

Upon receipt of the report required in sections 626.52 and 626.53, the sheriff or chief of police receiving the report shall determine the general cause of the wound, and if he determines that the wound was caused by an action connected with the occupation or sport of hunting or shooting he shall immediately conduct a detailed investigation into the facts surrounding the incident or occurrence which occasioned the injury or death reported. The investigating officer shall report the findings of his investigation to the commissioner of natural resources on forms provided by the commissioner for this purpose.

Subd. 2. Whenever a peace officer discharges a firearm in the course of duty, other than for training purposes, notification shall be filed within thirty days of the incident by the officer's department head with the commissioner of public safety. The notification shall contain information concerning the reason for and circumstances surrounding discharge of the firearm. The commissioner of public safety shall file a report with the legislature by November 15 of each even numbered year containing summary information concerning use of firearms by peace officers.

Sec. 90. Minnesota Statutes 1976, Section 626.846, is amended by adding a subdivision to read:

Subd. 3. A peace officer who has satisfactorily completed a law enforcement training program in a post-secondary vocational-technical institute within the state which (1) is approved by the state board of education, (2) consists of 2,000 hours or more of basic police training, and (3) complies with rules with respect to curriculum promulgated by the attorney general, shall be exempt from the training requirements of this section, provided the peace officer successfully completes one year of employment as a probationary officer with a single law enforcement agency. Upon written notification to the executive director from the chief supervisor of the law enforcement agency that a peace officer under his supervision has fulfilled the requirements of the subdivision, the executive director shall certify the peace officer pursuant to section 626.845, clause (d). Provided, however, that nothing in this subdivision shall prevent any law enforcement agency from imposing any other training requirements upon peace officers it supervises or as a condition of employment.

Sec. 91. Laws 1971, Chapter 121, Section 2, as amended by Laws 1973, Chapter 217, Section 1, is amended to read:

Sec. 2. REIMBURSEMENT. There is annually appropriated from the game and fish fund \$5,000 to the department The commissioner of natural resources to may

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reimburse the sum of \$2,500 to the county of St. Louis and \$2,500 to the county of Lake for actual expenditures for carrying out the provisions of this act.

Sec. 92. Laws 1976, Chapter 260, Section 3, is amended to read:

Sec. 3. **[16.97] CRIMINAL AND JUVENILE DEFENSE GRANTS.** Subdivision 1. ~~The sums~~ Money appropriated by this act for the provision of criminal and juvenile defense to indigent individuals shall be distributed by the commissioner of administration in consultation with the attorney general to ~~one~~ the non-profit criminal and juvenile defense corporation in each of the five named localities corporations designated by law. ~~Funds Money~~ may not be disbursed to a corporation in the Leech Lake reservation area ~~and or~~ the White Earth reservation area without prior approval by the respective reservation business committee. ~~Funds shall be disbursed to those non-profit criminal and juvenile defense corporations designated by the commissioner of administration by July 1 of each year~~ Within its geographic area of responsibility each corporation shall accept cases involving felony, gross misdemeanor, and misdemeanor charges, and juvenile cases, where financial eligibility standards are met, unless there is a legal reason for rejecting a case. A corporation may accept cases arising outside of its geographic area of responsibility, as it deems appropriate. The commissioner of administration shall give notice 30 days in advance and conduct a hearing if he has reasonable grounds to believe ~~funds money~~ appropriated by ~~for~~ this act ~~are~~ purpose is being improperly used, or, if, in consultation with the attorney general, he has reasonable cause to believe criminal and juvenile defense of proper quality is not being supplied. ~~Funds Payment~~ shall cease from the date of notice until either the commissioner determines that the ~~funds money~~ appropriated by this act will be properly handled, or the commissioner, in consultation with the attorney general, determines that criminal and juvenile defense of proper quality will be provided. A participating corporation may give notice at any time of its withdrawal from this program of financial assistance.

Subd. 2. An employee, administrator, or officer of a recipient of the money provided by this section who discriminates on the basis of sex, race, color, national origin, religion, or creed is guilty of a gross misdemeanor.

Sec. 93. **BALANCE TRANSFERRED.** The unencumbered balance of each fund or account abolished by this act is transferred to the general fund.

Sec. 94. **DATA PRIVACY.** If not otherwise provided for by a chapter of Minnesota Laws 1977, the provision of Section 15.162, Subdivision 2a and the provisions of Section 15.1642 which would have expired as of June 30, 1977, shall be in effect until July 31, 1978.

Sec. 95. Minnesota Statutes 1976, Sections 4.19; 15.61, Subdivision 3; 16.025, Subdivision 2; 16.173; 16A.095, Subdivision 1; 16A.12; 138.025, Subdivision 9; and 299D.03, Subdivision 4, are repealed.

Sec. 96. **PLASTIC MILK BOTTLES.** Notwithstanding any law to the contrary, no prohibition on the retail sale or the offer for retail sale of milk in nonreturnable, nonrefillable plastic containers shall be effective prior to July 1, 1978. This section is

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effective the day following final enactment.

Approved June 9, 1977.

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