

to commit either the child or parent to whom the communication was made or to place the person or property or either under the control of another because of his alleged mental or physical condition, nor to a criminal action or proceeding in which the parent is charged with a crime committed against the person or property of the communicating child, the parent's spouse, or a child of either the parent or the parent's spouse, or in which a child is charged with a crime or act of delinquency committed against the person or property of a parent or a child of a parent, nor to an action or proceeding for termination of parental rights, nor any other action or proceeding on a petition alleging child abuse, child neglect, abandonment or nonsupport by a parent.

Approved May 27, 1981

CHAPTER 263 — S.F.No. 28

An act relating to claims against the state; providing for payment of various claims; appropriating money.

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

Section 1. CLAIMS; APPROPRIATIONS; GENERAL FUND.

Subdivision 1. The sums set forth in this section are appropriated from the general fund to the persons named in this section in full and final payment of claims against the state.

Subd. 2. Richard Annen, No. 107232, Minnesota correctional facility, St. Cloud, Minnesota 56301, for loss of personal property delivered to the correctional facility by a visitor but not delivered by facility staff to Mr. Annen\$40.00.

Subd. 3. Kenneth Drew Christenson, No. 101947, Minnesota correctional facility, Stillwater, Minnesota 55082, for personal property lost during his transfer from Hennepin county jail to Stillwater\$150.00.

Subd. 4. Olmsted County, 515 2nd Street S.W., Rochester, Minnesota 55901, for medical expenses incurred by a prisoner who was assigned to social restitution\$58.00.

Subd. 5. Floyd Wehrman, 12621 Scharber Street, Rogers, Minnesota 55374, for costs involved in obtaining his release from St. Peter State Hospital and for treatment at Glenwood Hills Hospital\$1,979.00.

Sec. 2. TRUNK HIGHWAY FUND CLAIMS.

Subdivision 1. The sums set forth in this section are appropriated from the trunk highway fund to the commissioner of transportation for payment to the persons named in full and final payment of claims against the state.

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

Subd. 2. Hermantown Volunteer Fire Department, 3159 Maple Grove, Hermantown, Minnesota 55811, for reimbursement of costs incurred in responding to an emergency call from the state highway patrol when a truck carrying a toxic, nonflammable gas overturned on U.S. trunk highway No. 2 outside of Cloquet and there was danger the gas would be released\$1,395.00.

Subd. 3. Canosia Volunteer Fire Department, 3894 Martin Road, Duluth, Minnesota 55811, for reimbursement of costs incurred in responding to an emergency call from the state highway patrol when a truck carrying a toxic, nonflammable gas overturned on U.S. trunk highway No. 2 outside of Cloquet and there was danger the gas would be released\$1,569.00.

Subd. 4. The commissioner of transportation shall take whatever action practicable to secure reimbursement to the trunk highway fund of money expended pursuant to subdivisions 2 and 3 from the person, firm, or corporation responsible for creating the danger of release of the toxic gas.

Subd. 5. The commissioner of transportation shall take whatever action practicable to secure reimbursement to the general fund of money expended pursuant to Laws 1979, Chapter 340, Section 1, Subdivision 9 from the person, firm, or corporation responsible for creating the danger of release of the toxic gas.

Sec. 3. WAIVER OF IMMUNITY.

The state of Minnesota waives sovereign immunity and consents to a suit against the University of Minnesota under Minnesota Statutes, Section 3.736, by Kathryn J. Spaht, 4312 Zenith Avenue North, Minneapolis, Minnesota 55422, for injuries suffered in a fall on an icy sidewalk near Middlebrook Hall at the University of Minnesota, on or about January 17, 1975. The suit shall be commenced, if at all, within six months after the date of final enactment of this act, notwithstanding Minnesota Statutes, Section 3.736, Subdivision 11, or any other law providing for a shorter or longer statute of limitations. Commencement of a suit under this section shall be deemed a waiver by Kathryn J. Spaht of her right to recover damages for the same injuries under Laws 1978, Chapter 668, Section 1, Subdivision 5. This waiver of sovereign immunity and the statute of limitations is not a waiver of any other legal or equitable defenses otherwise available to the state of Minnesota or the University of Minnesota and is not an admission of liability on the part of the state or the University of Minnesota.

Sec. 4. EFFECTIVE DATE.

This act is effective the day following final enactment.

Approved May 27, 1981

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