

These appropriations shall be placed in the loan repayment account of the maximum effort school loan fund for the payment of principal and interest on school loan bonds, as provided in section 124.46, to the extent that moneys in the fund are not sufficient to pay when due the full amount of principal and interest due on school loan bonds. The purpose of these appropriations is to ensure that sufficient moneys are available in the fund to prevent a statewide property tax levy as would otherwise be required pursuant to section 124.46, subdivision 3. Notwithstanding the provisions of section 124.39, subdivision 5, any amount of the appropriation made in this section which is not needed to pay when due the principal and interest due on school loan bonds shall not be transferred to the debt service loan account of the maximum effort school loan fund, but instead shall cancel and revert to the general fund.

Sec. 15. **EFFECTIVE DATE.**

Subdivision 1. Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12 and 13 of this article are effective on the day following final enactment.

Subd. 2. Section 7 of this article shall be effective August 1, 1981, except that the transfer of authority from the committee to the commissioner shall be effective on the day following final enactment. The amendments in section 7, clause (c) of this article shall not apply to a capital loan approved by the committee or the commissioner before August 1, 1981, regardless of when the capital loan contract is signed or the loan amount is paid to the district.

Subd. 3. The amendments in section 10 regarding the interest rate payable on capital loans shall not apply to a capital loan approved by the committee or the commissioner before August 1, 1981, regardless of when the capital loan contract is signed or the loan amount is paid to the district.

Approved June 1, 1981

CHAPTER 359 — H.F.No. 1421

An act relating to the organization and operation of state government; appropriating money for education and related purposes, including the department of education, higher education coordinating board, state universities, community colleges, and the university of Minnesota and its hospitals, with certain conditions; amending Minnesota Statutes 1980, Sections 15.38; 123.742, by adding a subdivision; 123.743; 136A.121, Subdivisions 4 and 5; and 144A.61, Subdivision 3; repealing Minnesota Statutes 1980, Section 123.939.

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

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

Section 1. EDUCATION; 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 year indicated for each purpose. The figures "1981", "1982", and "1983", wherever used in this act, mean that the appropriation or appropriations listed thereunder or therefor shall be available for the year ending June 30, 1981, June 30, 1982, or June 30, 1983, respectively.

SUMMARY BY FUND

	1981	1982	1983	TOTAL
General		\$432,322,400	\$424,466,600	\$856,789,000
Tr. Hwy.		17,100	18,600	35,700
Prm. Univ.		2,500,000	2,500,000	5,000,000
Non-Game				
Wildlife Fund		25,000	25,000	50,000
TOTAL		434,864,500	427,010,200	861,874,700

APPROPRIATIONS
Available for the Year
Ending June 30
1982 1983

Sec. 2. DEPARTMENT OF EDUCATION

Subdivision 1. General Operations and Management

\$23,801,500 \$23,798,200

Approved Complement

State -	536.6	535.6
Federal -	222.9	222.9
Special Revenue -	11.5	11.5

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

Subd. 2. Special and Compensatory Education

\$ 5,728,500 \$ 5,695,300

Of this appropriation, \$625,000 in the first year, and \$625,000 in the second year is for Indian scholarships. Any unexpended balance remaining in the first year does not

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cancel but is available for the second year of the biennium.

\$91,000 the first year is for repair and purchase of equipment at the Minnesota School for the Deaf and the Minnesota Braille and Sight-Saving School. Any unexpended balance remaining in the first year does not cancel but is available for the second year of the biennium.

Subd. 3. Vocational Technical Instruction

\$ 3,270,800 \$ 3,381,000

(a) \$416,500 the first year and \$441,000 the second year is for Minnesota curriculum services center.

(b) \$180,000 the first year and \$196,000 the second year is for the vocational student organization center.

(c) \$216,000 the first year and \$234,000 the second year is for vocational area agricultural coordinators.

(d) The amounts in (a), (b), and (c), shall be spent pursuant to agreements between the state board of education and the recipients. The agreements are not subject to the contract approval procedures of the commissioner of administration.

Until June 30, 1983, the recipient may charge fees to users of these services designed to cover the cost to the recipient of duplication and distribution, plus ten percent.

(e) Federal money received for state vocational education programs pursuant to the Vocational Education Act of 1963, Section 120, and required to be used for vocational education of the disadvantaged and handicapped shall be used only for grants and not for state administrative costs. This does not limit the use of grant money by a school district for its own administrative costs if otherwise permitted by federal law. The remainder of section 120 money not required to be used for eliminating sex

bias, for displaced homemakers programs, and for matching requirements in vocational education shall be used for grants for post-secondary vocational support services aid.

(f) The department shall charge municipalities, counties or other units of government, electric cooperatives and other independent telephone companies an amount to provide 25 percent of the cost of field instruction in the utilities, electric cooperatives, and telephone training. The department shall make a similar charge to the above named units of government or companies for rescue training, however, volunteers shall not be charged.

(g) On or before January 1, 1982, the commissioner of education shall submit to the legislature an examination of the adult vocational field instructor positions and services. The examination shall include a cost analysis of the following options: (1) transferring all adult vocational field instructors to area vocational-technical institutes as local employees; (2) transferring all adult vocational field instructors to area vocational-technical institutes but maintaining their status as state employees; (3) transferring a portion of the field instructors to area vocational-technical institutes; (4) maintaining field instructors as a part of the vocational division with a fee structure similar to that of the area vocational-technical institutes.

(h) Of the five state complement positions to be reduced from this program, three shall be vocational supervisors in the post-secondary and adult activity areas and two shall be professional positions to be selected at the discretion of the commissioner from within the program.

Subd. 4. Special Services

\$ 1,854,500 \$ 1,907,700

The department may fund two professional and one clerical positions from the fees and grants collected, pursuant to section 13 of

this act and appropriated in section 14 of this act.

Effective July 1, 1981, all fees for private trade school licenses and for solicitor's permits are doubled. Notice of the revised fees shall be published in the state register as soon as practicable. During the biennium ending June 30, 1983, these fees shall not be decreased, but may be increased pursuant to sections 15.0412, subdivision 4, 16A.128, and 214.06, as amended. Thereafter, the fees shall be set as provided in those sections.

The department shall provide on or before January 4, 1982, to the appropriate committees of the legislature a report on the administrative and regulatory activities associated with the provisions of Minnesota Statutes, Chapter 141, including details and the resulting costs and relationship of costs to the fees charged and collected.

The state board of education and the state board of teaching, after joint consultation, shall individually set consistent license fees for which they are responsible at a level sufficient to recover all department of education and board of teaching costs associated with the licensure, relicensure, and placement of teachers, administrators, and other education professionals. In setting these fees, the state board of education and the board of teaching are exempt from the public hearing process in chapter 15.

Subd. 5. Instructional Services

\$ 2,171,900 \$ 2,188,500

Of the amounts provided by this subdivision, \$17,100 in 1982 and \$18,600 in 1983 are from the trunk highway fund.

\$94,300 in the first year and \$94,900 in the second year is for the chemical dependency program. These appropriations may be expended only with the approval of the governor after consultation with the legislative advisory commission as provided by Minnesota Statutes, Section 3.30 and only as a

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substitute for federal funds that are diminished or no longer available for this purpose. Up to two federal complement positions may be converted to state complement positions as needed to compensate for any loss of federal funds and as state funds are made available pursuant to this paragraph.

The department of education is authorized to apply for and receive federal money for the career education program. The department of education shall not increase its expenditure of state money or its state complement involved in career education programs above the level of the spending and complement in fiscal year 1979. The department of education shall not apply for federal career education money if the application will require an appropriation of state money at any time in the future. The department of education shall present no budget requests for state appropriations for this program in future sessions.

Subd. 6. School Management Services

\$ 8,601,100 \$ 8,431,100

(a) \$800,000 in 1982 and \$850,000 in 1983 is for MECC management information services. Of this amount \$300,000 in 1982 and \$850,000 in 1983 shall be expended with the approval of the governor after consultation with the legislative advisory commission as provided by Minnesota Statutes, Section 3.30. No dollars shall be expended for new ESV-IS applications software development or major enhancements of present applications software until a systems architecture plan has been approved by the state board with the advice and assistance of the ESV computer council. The system architecture plan shall consider the formation of a central development group to be created to provide for the future development of applications software for ESV-IS. Particular emphasis shall be placed on the consolidation and coordination of software development efforts a MECC and the regional manage-

ment information centers so as to reduce duplication of effort and cost.

(b) \$3,213,000 in 1982 and \$3,425,100 in 1983 is for regional support aids for regional management information centers.

(c) \$757,400 in 1982 and \$872,500 in 1983 is for regional telecommunication subsidies.

(d) \$900,000 in 1982 and \$450,000 in 1983 is for instructional timesharing telecommunications costs.

The appropriation for 1983 shall be expended with the approval of the governor after consultation with the legislative advisory commission as provided by Minnesota Statutes, Section 3.30. The Minnesota Education Computing Consortium shall charge fees to any district which uses the instructional timesharing system for a computer program which is available for use on a microcomputer. MECC shall prepare a report on the specific effects of the reduction of the instructional telecommunications subsidy for submission to the legislature on or before January 1, 1983.

(e) The department of education in consultation with MECC shall submit to the chairman of the house appropriations committee and the chairman of the senate finance committee by July 15 and December 31 of each year a progress report, proposed plans, and expenditures for educational computing.

(f) Any unexpended balance remaining in (a) through (e) in the first year does not cancel but is available for the second year of the biennium.

(g) \$40,000 is appropriated to a special contingent account for an evaluation of the development of the state department of education information system (SDE-IS). These funds shall be released to the office of the legislative auditor after submission of a plan to the chairmen of the house appropriations committee and the senate finance committee. The evaluation shall consider:

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(1) the extent to which the present system meets all reporting requirements of the department and the cost and effort required to automate those reporting requirements which are presently not computerized;

(2) the impact of legislative mandates and changing complex statutory requirements on the system;

(3) an estimate of the resources and schedule necessary to complete development of the system and to maintain it in the future; specific consideration shall be given to the present arrangement of data processing hardware used for the system and projected hardware requirements in the future;

(4) the role of consultants in the development of the system;

(5) the adequacy of the documentation of the system as development occurs.

(h) \$40,000 shall be used by the department to hire a consultant to assist the department in implementing the recommendations in the evaluation which was performed pursuant to Laws 1979, Chapter 334, Article VI, Section 33. The consultant shall evaluate the effectiveness of the regional reporting subsidy formula and make recommendations. The consultant shall further develop a systematic mechanism for the monitoring of the financial and performance elements of the operations of the ESV regional centers. The employment of a consulting firm shall not be subject to the contract approval procedures of the commissioner of administration.

Subd. 7. Auxiliary and General Support Services

\$ 2,009,200 \$ 2,021,800

Of the complement positions to be eliminated in the department, the commissioner shall eliminate at least one state complement position of his own choosing with a classification of education specialist IV or higher. In addition, the commissioner

shall prepare a plan to reorganize the senior level management of the department. In developing the plan, the commissioner shall provide for the elimination of two state complement in the assistant commissioner and/or deputy commissioner categories. The plan shall be submitted to the chairmen of the house appropriations and senate finance committees by December 1, 1981. The department may carry two positions in excess of approved complement until January 1, 1982.

The commissioner of education with the approval of the commissioner of finance may transfer unencumbered balances among the above programs. Transfer shall be reported forthwith to the house appropriations and senate finance committees.

It is the intent of the legislature, except in the case of executive order to the contrary, that the department of education be allowed to transfer money among the various object of expenditure categories and activities within each program.

Subd. 8. Federal money received for strengthening state education agencies pursuant to the Elementary and Secondary Education Act of 1965, Title 4C, as amended, or pursuant to the Education Amendments of 1978, Section 404, Paragraph (a), Clause (9), or Title 5, Part B, shall be spent only for the activities and approved complement positions shown in the allocation plan for Title 4C money as approved by the conferees of the senate and house of representatives. The amounts available for expenditure for each activity are those shown in the allocation plan. Amounts necessary to support approved complement positions shown in the allocation plan may be added to or transferred among those activities by the commissioner of education, with the approval of the commissioner of finance and with notification to the committee on finance of the senate and the committee on appropriations of the house of representatives. Any other transfers or additions may be made only by the gover-

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nor after consultation with the legislative advisory commission.

Subd. 9. Board of Teaching

\$ 165,500 \$ 172,800

**Sec. 3. HIGHER EDUCATION
COORDINATING BOARD**

Subdivision 1. General Operations and Management

\$43,528,600 \$44,103,900

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

Subd. 2. Salaries and Expenses

\$ 2,003,800 \$ 2,018,200

This appropriation includes sufficient state money to offset anticipated loss of federal money in the policy planning and research activities. If any federal money becomes available for this activity, an equal amount of state money shall cancel to the general fund.

This appropriation includes money for the administration of the state student assistance programs, program planning and coordination, policy planning and research, and agency management services.

This appropriation includes money for continuation of the optometry and osteopathy contract program. No more than eight new students shall be admitted to the program each year. The higher education coordinating board shall amend the contracts with participating institutions to provide that continued participation by the state of Minnesota be contingent upon the availability of appropriations for the program.

Subd. 3. State Scholarship, Nurses Scholarship and State Grant-In-Aid

\$27,720,000 \$27,720,000

The general goal of this program is that the proportion of funds flowing to students attending private institutions not exceed a

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figure which is approximately 50 percent of the total amount of money available.

It is expected that approximately \$3,000,000 of this appropriation will revert to the general fund at the end of fiscal year 1983.

Subd. 4. Part Time Student Subsidy

\$ 300,000 \$ 300,000

Subd. 5. Special Assistance

\$ 1,200 \$ 1,200

Subd. 6. Interstate Tuition Reciprocity

\$ 5,300,000 \$ 5,669,000

If the appropriation for either year is insufficient, the appropriation for the other year is available to meet reciprocity contract obligations.

Subd. 7. State Work Study

\$ 3,892,000 \$ 4,067,000

Subd. 8. Medical Student Loans

\$ 81,000 \$ 222,000

No new participants shall be admitted to this program after June 30, 1981. This appropriation shall be used to meet the renewal loan requests of participants who entered the program prior to June 30, 1981 and to make principal and interest payments on outstanding bonds.

Subd. 9. AVTI Tuition Subsidy

\$ 1,400,000 \$ 1,400,000

Any unexpended balance in this subdivision remaining at the end of the first year does not cancel but is available for the purposes of subdivision 3 above for the second year.

Subd. 10. Private College Contracts

\$ 2,105,000 \$ 2,105,000

Any private educational institution that holds classes or other scheduled educational activities on evenings of precinct caucus-

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es as defined by Minnesota Statutes, Chapter 202A is ineligible to receive money from this appropriation.

Subd. 11. Regional Coordination and Service

\$ * 132,600

Subd. 12. Minitex Library Program

\$ 557,900 \$ 601,500

Subd. 13. Southwest and West Central Consortium

\$ 35,100

Subd. 14. The nursing articulation task force shall submit a report to the higher education coordinating board by January 1, 1982. The report shall include, but not necessarily be limited to: (1) a documentation of the changes in the curricula that existing nursing education programs will implement before January 1, 1983; (2) a documentation of the changes in the transfer policies and policies for advanced placement of licensed nurses that each institution will implement before January 1, 1983; and (3) a set of specific alternatives for providing additional educational opportunities for licensed nurses in all areas of the state which could be implemented on or before July 1, 1983.

The higher education coordinating board shall present its recommendations on the above mentioned report to the chairmen of the house appropriations and senate finance committees.

Subd. 15. Notwithstanding any other provision to the contrary, none of the personnel, powers, or duties of the higher education coordinating board shall be transferred to any other department, higher education system, or other part of state government.

Subd. 16. Any unexpended balances in this section, except subdivisions 8, 11 and 13 remaining in the first year do not cancel

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but are available for the second year of the biennium.

Sec. 4. STATE UNIVERSITY BOARD

Subdivision 1. General Operations and Management

83,757,300 82,298,700

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

Subd. 2. Maintenance and Equipment

\$81,653,500 \$80,649,100

This appropriation includes an amount not to exceed \$1,482,300 in 1982 and \$1,770,300 in 1983 for partial support of the temporary increase in enrollment. None of this amount shall be available unless full year equivalent enrollment exceeds the threshold level of 31,505. For each full year equivalent student in excess of the threshold level \$653 shall be available. The full year equivalent enrollment figure to be used in determining the amount of partial enrollment support to be available in fiscal year 1982 shall be the actual full year equivalent enrollment for fiscal year 1981. In like manner, the full year equivalent enrollment for fiscal year 1982 shall be used in determining the amount to be available in fiscal year 1983. The number of students generating partial enrollment support is limited by the amount appropriated above. If the number of students exceeds the number which can be supported by the appropriation, those students shall be supported by tuition revenue only.

Additional funding for nursing programs for fiscal year 1983 shall not be available until the higher education coordinating board has presented its recommendations on the nursing articulation task force report to the chairmen of the house appropriations and senate finance committees and the chairmen have made their recommendations thereon. Failure or refusal to

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make a recommendation promptly is deemed a negative recommendation. The nursing articulation task force report is further described in section 3, subdivision 14 of this act.

(a) The appropriation in subdivision 2 includes \$120,000 in 1982 and \$130,000 in 1983 for enrollment and staffing stabilization.

(b) If the amounts in (a) are insufficient for this purpose, the board may request additional money from the contingent fund in subdivision 3.

No additional funding shall be available for the above program after June 30, 1983.

(c) The amounts appropriated in subdivision 2 include a sum in each year for recruitment of unclassified staff.

Notwithstanding the provisions of Minnesota Statutes, Chapters 15A and 43A, the state university board may establish executive salaries within the state university system.

Subd. 3. State University Board Contingent

\$ 500,000

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

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission as provided by Minnesota Statutes, Section 3.30.

Subd. 4. Federal Student Loans - State Matching

\$ 175,000 \$ 175,000

Subd. 5. Federal Work Study - State Matching

\$ 518,000 \$ 518,000

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Any unexpended balances in subdivisions 4 and 5 remaining in the first year do not cancel but are available for the second year of the biennium. If the amounts appropriated in subdivision 5 are insufficient to fully match federal money available, the state university board may transfer money from the appropriations in subdivisions 1 or 3 to this program. No portion of the appropriation shall be used to defray obligations incurred prior to July 1, 1980.

Subd. 6. Repairs and Betterments

\$ 910,800 \$ 956,600

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

The state university board, with the concurrence of the commissioner of finance and the chairmen of the senate finance and house appropriations committees, may transfer excess fuel and utility money appropriated in subdivision 2 to the repair and betterment account to fund energy conservation related building repairs and improvements.

Subd. 7. A report shall be submitted to the 73rd session of the legislature on the use of all money exempt from budgetary control by the commissioner of finance pursuant to Minnesota Statutes, Sections 136.11, Subdivision 5; 136.144; and 136.37.

Sec. 5. STATE COMMUNITY COLLEGE BOARD

Subdivision 1. General Operations and Management

40,349,000 38,661,000

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

Subd. 2. Operations and Maintenance

\$38,797,800 \$37,587,500

This appropriation is for maintenance and equipment of the state community college

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board and the state community colleges. The state community colleges are encouraged to use off-campus courses to extend the benefits of this appropriation to as many Minnesota residents as possible.

Notwithstanding the provisions of Minnesota Statutes, Chapters 15A and 43A, the state community college board may establish executive salaries within the community college system.

An amount not to exceed \$861,900 in 1982 and \$861,900 in 1983 is for partial support of the temporary increase in enrollment. None of this amount shall be available unless full year equivalent enrollment exceeds the threshold level of 21,247. For each full year equivalent student in excess of the threshold level \$533 shall be available. The full year equivalent enrollment figure to be used in determining the amount of partial enrollment support to be available in fiscal year 1982 shall be the actual full year equivalent enrollment for fiscal year 1981. In like manner, the full year equivalent enrollment for fiscal year 1982 shall be used in determining the amount to be available in fiscal year 1983. The number of students generating partial enrollment support is limited by the amount appropriated above. If the number of students exceeds the number which can be supported by the appropriation, those students shall be supported by tuition revenue only.

Rental funds are appropriated in the amount of \$194,800 for the biennium. A request for release of these funds shall be submitted and reviewed by the chairmen of the house appropriations and senate finance committees whose recommendations are advisory only. Failure to make a recommendation promptly is deemed a negative recommendation.

Additional funding for nursing programs for fiscal year 1983 shall not be available until the higher education coordinating board has presented its recommendations

on the nursing articulation task force report to the chairmen of the house appropriations and senate finance committees and the chairmen have made their recommendations thereon. Failure or refusal to make a recommendation promptly is deemed a negative recommendation. The nursing articulation task force report is further described in section 3, subdivision 14 of this act.

(a) The appropriation in subdivision 2 includes \$40,000 in 1982 and \$60,000 in 1983 for enrollment and staffing stabilization.

(b) If the amounts in (a) are insufficient for this purpose, the board may request additional money from the contingent fund in subdivision 7.

No additional funding shall be available for the above program beyond June 30, 1983.

Subd. 3. Program Development

\$ 300,000

Prior to use of this appropriation the chancellor of the community college system shall submit the proposed program and expenditures for review by the chairmen of the house appropriations and senate finance committees.

Subd. 4. Learning Centers

\$ 231,300 \$ 232,500

The board shall report to the committee on finance of the senate and the committee on appropriations of the house of representatives by March 1, 1982 for the first year and January 1, 1983 for the second year on the use of the money in this appropriation.

Subd. 5. Federal Student Loan - State Matching

\$ 35,000 \$ 35,000

Subd. 6. Federal Work Study State Matching

\$ 365,600 \$ 365,600

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

If the amounts appropriated are insufficient to fully match federal money available, the community college board may transfer money available from the appropriation in subdivision 2 to this program.

Subd. 7. State Community College Board Contingent

\$ 200,000

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission, as provided by Minnesota Statutes, Section 3.30.

Subd. 8. Repairs and Betterments

\$ 419,300 \$ 440,400

Any unexpended balances in this section, except subdivision 2, remaining in the first year do not cancel but are available for the second year of the biennium.

Sec. 6. UNIVERSITY OF MINNESOTA

241,904,400 236,481,100

The amounts that may be expended from this appropriation for each purpose are more specifically described in the following three sections of this act.

Sec. 7. UNIVERSITY OF MINNESOTA: GENERAL

Subdivision 1. Operations and Maintenance

199,393,400 195,818,100

These appropriations are made from:

(a) Income derived from investment of the permanent university fund, which is appropriated to the university as provided in Minnesota Statutes, Section 137.022. It is estimated that this income will not exceed \$2,500,000 for the first year and \$2,500,000 for the second year; and

(b) The general fund. It is estimated that the amount required from the general fund will be at least \$196,893,400 for the first year and \$193,318,100 for the second year.

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The university is authorized to retain 2-1/2 percent of the indirect cost recoveries and this amount shall be expended to improve its ability to attract nonstate money. A report on the expenditures of this money with an analysis of apparent results shall accompany the university's annual report on expenditure of excess receipts.

On October 1, 1982 and 1983 the president of the university of Minnesota shall furnish the house appropriations and senate finance committees and the commissioner of finance the following information:

- (1) The total amount of receipts during the fiscal year 1982 from all sources in excess of \$93,179,300 and during the fiscal year 1983 from all sources in excess of \$101,522,400;
- (2) The sources of these receipts; and
- (3) The purposes for which any excess receipts were expended and accounts to which transferred.

The board of regents shall certify to the commissioner of finance at the end of each quarter the amount of earnings derived from the investment of the permanent university fund.

If this income during any fiscal year exceeds the amounts stated in (a) above, the amount payable from the general fund is reduced accordingly.

State appropriations for fellowship programs shall cancel if replacement federal money becomes available during the 1981-1983 biennium.

In preparing the university's legislative budget request for the 1983-1985 biennium, all projected income from student tuition shall be based on a charge per credit hour schedule.

This appropriation includes money to provide direct support services to handicapped students.

This appropriation includes money for a program for the education of teachers of children with vision and hearing impairments. This appropriation shall only be available if it is matched by an equal amount of money from the federal government, private sources, or reallocation of existing funds from the budgets of the university and the state universities. The university shall operate this program in cooperation with the state university system and other teacher education institutions.

Additional funding for nursing programs for fiscal year 1983 shall not be available until the higher education coordinating board has presented its recommendations on the nursing articulation task force report to the chairmen of the house appropriations and senate finance committees and the chairmen have made their recommendations thereon. Failure or refusal to make a recommendation promptly is deemed a negative recommendation. The nursing articulation task force report is further described in section 3, subdivision 14 of this act.

Subd. 2. Salary Increase Authorization

Salary supplements for employees of the University of Minnesota are approved as follows:

(a) Academic employees

(1) Academic employees who are not represented by an exclusive representative. The commissioner of finance, in consultation with the chairmen of the house appropriations and senate finance committees, shall determine the average of the percentage increases provided from the salary supplement appropriation to the state university instructional unit, and the community college instructional unit. That average shall be the basis for determining the amount of the approved salary supplement.

(2) Academic employees who are represented by an exclusive representative shall receive salary supplements in accordance

with the collective bargaining agreements approved pursuant to chapter 179.

(b) Non-academic employees

(1) Non-academic employees who are not represented by an exclusive representative. The commissioner of finance shall determine the average of the percentage increase provided from the salary supplement appropriation to classes of state employees which are approximately comparable to classes of university employees. That average shall be the basis for determining the amount of the approved salary supplement.

(2) Non-academic employees who are represented by an exclusive representative shall receive salary supplements in accordance with the collective bargaining agreements approved pursuant to chapter 179.

The amounts needed to provide the above salary supplements shall be provided to the University of Minnesota from the salary supplement appropriation in the state departments appropriations act.

The salary supplements provided by this subdivision shall be submitted to the entire legislature for ratification in the same manner as provided for negotiated agreements and arbitration awards under section 179.74, subdivision 5.

Sec. 8. UNIVERSITY OF MINNESOTA: SPECIAL PROGRAMS

Subdivision 1. Student Loans - State Matching	175,000	175,000
Subd. 2. Disadvantaged Students	361,500	361,500

This appropriation shall be used for providing counseling, tutorial, and other direct services to disadvantaged students.

Subd. 3. Fellowship for Minority and Disadvantaged Students	71,500	
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Any unexpended balance remaining in the first year does not cancel but is available for the second year of the biennium.

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<p>Subd. 4. Intercollegiate Athletics</p> <p>This appropriation shall be used as a general offset to the expenses of intercollegiate athletics.</p>	1,494,700	1,494,700
<p>Subd. 5. Summer School Tuition and Continuing Education Supplement</p> <p>This appropriation includes money for the administration of the elderhostel program and construction of a tower at Rochester.</p>	1,202,200	1,164,200
<p>Subd. 6. Medical Services and Instruction</p> <p>This appropriation includes money for the final appropriation for the rural hospital cooperative program.</p> <p>This appropriation includes money for the occupational and physical therapy instructional grants replacement.</p>	1,771,800	1,746,800
<p>Subd. 7. Health Sciences Contingent</p> <p>Any unexpended balance remaining in the first year does not cancel but is available for the second year of the biennium.</p> <p>Portions or all of the above appropriation are available upon submission of required documentation that federal health sciences capitation money has been reduced or phased out. Replacement of any capitation grant losses or reductions shall be computed by using the fiscal year 1976 level as the base year. The replacement will be adjusted to reflect faculty and civil service salary increases granted to the university for the 1981-1983 biennium. All requests shall be reviewed by the chairmen of the house appropriations and senate finance committees whose recommendations are advisory only. Failure to make a recommendation promptly is deemed a negative recommendation.</p>	3,212,500	1,212,500
<p>Sec. 9. UNIVERSITY OF MINNESOTA: RESEARCH</p>		
<p>Subdivision 1. General Research</p>	2,064,900	2,064,900

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

This appropriation is, as the board of regents may direct, for general research, business and economic research including Duluth, training for careers in fire prevention and protection, center for urban and regional affairs, museum of natural history, and juvenile justice seminar.

Subd. 2. Mineral Resource Research Center	307,500	307,500
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Subd. 3. General Agricultural Research	8,899,800	8,899,800
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This appropriation includes money for research on aquatic plants (including wild rice), soybeans, avian disease, swine disease, corn improvement and irrigation.

The university shall establish an advisory council system for each experiment station. The advisory councils shall be broadly representative of range of size and income distributions for farms and agribusiness, and shall not be disproportionately represented by those from the upper half of the size and income distributions of farms and agribusiness.

Subd. 4. Hormel Institute - Austin	135,100	135,100
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To support the operation of the institute and to promote research by the institute.

Subd. 5. Medical Research	1,673,900	1,673,900
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Subd. 6. Coleman Leukemia Research Fund	150,000	200,000
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Subd. 7. Veterinary Diagnostic Laboratory and Teaching Hospital	776,400	776,400
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This appropriation includes \$25,000 from the nongame wildlife fund for the Raptor Rehabilitation and Research Clinic.

Subd. 8. Geological Survey	565,300	565,300
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Subd. 9. Lake Superior Basin Studies	114,500	114,500
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Subd. 10. Sea Grant	100,200	100,200
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Subd. 11. Plant Biomass Research	112,500	125,000
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Subd. 12. Immigration History Research Center	225,000	
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Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Portions of the above appropriation are available upon submission of required documentation that each dollar in state money has been matched by at least two dollars in money contributed from non-state and non-federal sources; that each dollar in state money has been matched by at least one dollar in federal money and that the total amount provided by the state does not exceed the total amount provided by the federal government. All requests shall be reviewed by the chairmen of the house appropriations and senate finance committees and the chairmen shall make recommendations on the requests. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Subd. 13. Science and Technical Center	125,000	125,000
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Sec. 10. UNIVERSITY OF MINNESOTA: COMMUNITY SERVICES

Subdivision 1. Agricultural Extension Service	8,729,600	8,729,600
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This appropriation includes money for agriculture extension work, county agricultural agents, home demonstration and 4-H club work, and soil conservation. Any salary increases granted by the university to personnel paid from this appropriation shall not result in a reduction of the county portion of the salary payments.

This appropriation includes money each year for the sawyer training program. It also includes money for the potato and sugar beet extension program in the Red River Valley, contingent on an equal amount being provided by the state of North Dakota.

Subd. 2. For State's Share of Expenses of County Indigent Patients	2,000,000	2,000,000
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Subd. 3. Special Hospitals, Community Service, and Educational Offset	7,270,500	7,270,500
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Fees for service furnished to counties and individuals under this program shall be

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sought to augment the money appropriated; the fees are appropriated to the university hospitals, to be available until June 30, 1983.

Subd. 4. Industrial Relations Education Program	520,600	520,600
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Subd. 5. Inflation Allowance - University Specials	451,000	900,000
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The appropriations in section 7 for operations and maintenance funding for the agricultural extension service, for the faculty travel fund and for the university hospitals outpatient clinics shall be merged with the appropriate special appropriations in fiscal years 1982 and 1983.

Sec. 11. MAYO MEDICAL

Subdivision 1. Medical School	1,367,700	1,499,300
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The state of Minnesota shall pay a capitation of \$8,998 in fiscal year 1982 and \$9,799 in fiscal year 1983 for each student who is a resident of Minnesota for a maximum of 40 such students in each class.

Subd. 2. Family Practice and Graduate Residency Program	156,000	168,000
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The state of Minnesota shall pay capitation of \$13,000 in fiscal year 1982 and \$14,000 in fiscal year 1983 for a maximum of 12 students each year.

Sec. 12. Minnesota Statutes 1980, Section 15.38, is amended to read:

15.38 NON-INSURANCE OF STATE PROPERTY; ~~STILLWATER CORRECTIONAL FACILITY, EXCEPTION~~ EXCEPTIONS.

Subdivision 1. INSURANCE PROHIBITED. No public funds shall be expended on account of any insurance upon state property against loss or damage by fire or tornado, nor shall any state officer or board contract for or incur any indebtedness against the state on account of any such insurance, except that as specifically authorized in this section, section 15.39, or other law.

Subd. 2. STILLWATER PRISON. The commissioner of corrections is authorized in his discretion to insure the state of Minnesota against loss by fire or tornado to the Minnesota correctional facility-Stillwater, or the contents thereof, in any insurance companies licensed to do business in this state, in such an amount as he may from time to time determine and to pay the premiums therefor from the revolving fund of the institution.

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Subd. 3. **STATE UNIVERSITIES.** The state university board may purchase insurance coverage as it deems necessary and appropriate for activities ancillary to the programs of the state universities.

Subd. 4. **COMMUNITY COLLEGES.** The community college board may purchase insurance coverage as it deems necessary and appropriate for activities ancillary to the programs of the state community colleges.

Sec. 13. Minnesota Statutes 1980, Section 123.742, is amended by adding a subdivision to read:

Subd. 3. The department may provide available curriculum information for improving teaching practices at public elementary, secondary and post-secondary vocational schools. The information may be provided upon the request of a school district or an educational cooperative service unit with which the department has a written agreement. The department may collect reasonable fees not to exceed its actual costs for this service. The department may also accept money from any public or private source to defray the cost of this service.

Sec. 14. Minnesota Statutes 1980, Section 123.743, is amended to read:

123.743 APPROPRIATION.

There is annually appropriated from the general fund to the department of education any and all amounts received by the department pursuant to section 123.742, subdivision 2 and section 13 of this act.

Sec. 15. Minnesota Statutes 1980, Section 136A.121, Subdivision 4, is amended to read:

Subd. 4. A financial stipend shall accompany scholarship awards if the scholarship winner demonstrates financial need and will attend an eligible institution. Financial stipends shall range from a maximum of \$1,100 in the 1979-1980 school year, \$1,250 in the 1980-1981 school year and up to \$1,400 in the 1981-1982 school year and subsequent school years to a minimum of \$100 but in no event shall exceed one-half of the applicant's financial need or an amount which if combined with the amount of a federal basic educational opportunity grant for which the applicant is eligible equals 75 percent of the applicants need, whichever is the lesser. Scholarship winners who do not demonstrate financial need under criteria prescribed by the board shall be awarded honorary scholarships.

Sec. 16. Minnesota Statutes 1980, Section 136A.121, Subdivision 5, is amended to read:

Subd. 5. A financial stipend based on financial need shall accompany grants-in-aid. Financial stipends shall range from a maximum of \$1,100 in the 1979-1980 school year, \$1,250 in the 1980-1981 school year and up to \$1,400 in

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the 1981-1982 school year and subsequent school years to a minimum of \$100, but in no event shall exceed one-half of the applicant's financial need, or an amount which if combined with the amount of a federal basic educational opportunity grant for which the applicant is eligible equals 75 percent of the applicants need, whichever is the lesser.

Sec. 17. Minnesota Statutes 1980, Section 144A.61, Subdivision 3, is amended to read:

Subd. 3. **CURRICULA; TEST.** The commissioner of education shall develop curricula ~~which may~~ and a test to be used for nursing assistant training programs for employees of nursing homes. The curricula, as reviewed and evaluated by the board of nursing, shall be utilized by all facilities, institutions, or programs offering nursing assistant training programs. The test may be given by any area vocational-technical institute or community college in accordance with instructions from the commissioner of education. The commissioner of education may prescribe a fee for the administration of the test not to exceed \$30.

Sec. 18. **REPEALER.**

Minnesota Statutes 1980, Section 123.939, is repealed.

Approved June 1, 1981

CHAPTER 360 — H.F.No. 1446

An act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes with certain conditions; providing appropriations for the departments of public welfare, economic security, corrections, health, sentencing guidelines, corrections ombudsman, and health related boards; amending Minnesota Statutes 1980, Sections 16.851, by adding a subdivision; 144A.08, by adding a subdivision; 145.913, by adding a subdivision; 145.914, Subdivision 2; 241.021, by adding subdivisions; 241.13; 241.69, Subdivision 4; 245.0313; 245.765, Subdivision 1; 245.802, by adding a subdivision; 245.812, by adding a subdivision; 246.151; 246.54; 254A.03, by adding a subdivision; 256.73, Subdivision 2; 256.76, Subdivision 1; 256.87; 256.872; 256.873; 256.875; 256.877; 256B.02, Subdivision 8; 256B.03; 256B.06, Subdivision 1; 256B.091, by adding a subdivision; 256B.15; 256B.17; 256D.01, Subdivision 1; 256D.02, Subdivisions 4 and 8; 256D.03, Subdivision 2; 256D.04; 256D.05 Subdivision 1; 256D.06, Subdivision 2, and by adding subdivisions; 256D.14; 357.021, Subdivision 2, and by adding a subdivision; 393.07, Subdivision 10; 401.04; 401.12; 517.08, Subdivision 1b, and by adding a subdivision; 518.54, by adding subdivisions; 518.551; 518.611; 518.64, Subdivision 1 and by adding a subdivision; proposing new law coded in Minnesota Statutes, Chapters 144; 145; 241; 245; 256D; 257 and 609; repealing Minnesota Statutes 1980, Sections 256.87, Subdivision 3; 256D.02, Subdivisions 9 and 10; and 256D.11.

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