

CHAPTER 620—H.F.No. 3211

An act relating to claims against the state; providing for payment of various claims; imposing a fee; appropriating money; amending Minnesota Statutes 1992, section 3.754; providing coding for new law in Minnesota Statutes, chapter 3.

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

Section 1. [3.749] LEGISLATIVE CLAIMS; FILING FEE.

A person filing a claim with the joint senate-house of representatives subcommittee on claims must pay a filing fee of \$5. The money must be deposited by the clerk of the subcommittee in the state treasury and credited to the general fund. A claimant who is successful in obtaining an award from the subcommittee shall be reimbursed for the fee paid.

Sec. 2. Minnesota Statutes 1992, section 3.754, is amended to read:

3.754 BUDGET REQUESTS; PROPERTY IMPROVEMENT CLAIMS.

All state departments and agencies including the state university board and the state board for community colleges shall include in their budget requests the amounts necessary to reimburse counties and municipalities for claims involving assessments for improvements benefiting state owned property in their communities. Each department and agency shall pay the assessments when due or, if a department or agency feels that it was not fairly assessed, notify the chairs of the committee on finance of the senate and the committee on ways and means of the house of representatives for a review of the assessment. Assessments on state owned property under the control of the state university board and the state board for community colleges are governed by section 135A.131. All agencies and departments should negotiate assessment costs with counties and municipalities prior to commencement of improvements benefitting state owned property.

Sec. 3. DEPARTMENT OF ADMINISTRATION.

Subdivision 1. STATE OFFICE BUILDING PARKING RAMP. The department of administration is directed to pay the following persons for damage to their cars by the automatic door in the state office building parking ramp, in full and final payment of their claims against the state:

(a) Judith Bernet, 5616 Upton Avenue, Minneapolis, MN 55410.....\$330.89.

(b) Edgar Olson, RR3, Box 99, Fosston, MN 56542.....\$854.60.

(c) Samuel Rankin, House Research Dept., 600 State Office Building, St. Paul, MN 55155.....\$418.10.

Subd. 2. MILL-SON, INC. \$44,855.45 is appropriated from the general fund to the commissioner of administration for payment to Mill-Son, Inc., 3106 West Lake Street, Minneapolis, MN 55416, in full and final payment of claims against the state for loss of income due to a bidding oversight and damage

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caused by vandals on a state construction project. This appropriation is available until June 30, 1995.

Sec. 4. DEPARTMENT OF CORRECTIONS.

The amounts in this section are appropriated from the general fund to the commissioner of corrections for payment to service providers as indicated in this section in full and final payment of claims against the state for medical services to individuals who were injured while performing community service work for correctional purposes under Minnesota Statutes, section 3.739. These appropriations are available until June 30, 1995.

(a) For claims under \$500.00 each and other claims already paid.....\$8,568.42.

(b) For medical services provided to Rochelle Bergman, who suffered an injury to her back while performing sentencing to service work in Lyon county.....\$531.02.

(c) For medical services provided to Raymond Bredow, who suffered an injury to his back while performing sentencing to service work in Lake county.....\$1,783.19.

(d) For medical services provided to Forrest Cole, who suffered an injury to his finger while performing sentencing to service work in Washington county.....\$439.57.

(e) For medical services provided to Rocky E. Jacob, who suffered an injury to his knee while performing sentencing to service work in Wadena county.....\$712.52.

(f) For medical services provided to Karl A. Kolbe, who required medical treatment after being bitten by a cat while performing community service work in Stearns county.....\$1,363.23.

(g) For medical services provided to Tanner J. Smith, who suffered an injury to his wrist while performing sentencing to service work in St. Louis county.....\$458.55.

Sec. 5. DEPARTMENT OF NATURAL RESOURCES.

\$3,704.63 is appropriated from the game and fish fund to the commissioner of natural resources for payment to Wal-Mart #1562, Attn: Glenn Miller, 13020 Riverdale Drive, Coon Rapids, MN 55448, in full and final payment of claims against the state for partial reimbursement for returned unsold hunting and fishing licenses. This appropriation is available until June 30, 1995.

Sec. 6. DEPARTMENT OF TRANSPORTATION.

Subdivision 1. APPROPRIATION. The amounts in this section are appro-

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priated from the trunk highway fund to the commissioner of transportation for payment to the persons named in this section in full and final payment of claims against the state. These appropriations are available until June 30, 1995.

Subd. 2. JOHNSON. Lois Johnson, Route 5, Box 431, Detroit Lakes, MN 56501, for a wrist injury suffered at a travel information center.....\$15,000.00.

Subd. 3. BYERS. Harris and Hilda Byers, Route 2, Box 250, Westbrook, MN 56183, for crop damage resulting from an inadequate highway culvert.....\$13,401.96.

Subd. 4. HOUDEK. For a claim already paid to Kent Houdek, 717 Mechanic Street, Decorah, IA 52101, for being underpaid for state contract work.....\$2,500.00.

Sec. 7. DEPARTMENT OF VETERANS AFFAIRS.

Subdivision 1. APPROPRIATION. The amounts in this section are appropriated from the general fund to the commissioner of veterans affairs for payment to the persons named in this section in full and final payment of claims against the state for adjusted compensation arising from World War II, the Korean Conflict, and Vietnam service. These appropriations are available until June 30, 1995.

Subd. 2. WORLD WAR II. Eric E. Aho, 106 Himango Road, Esko, MN 55723.....\$195.00.

Warren C. Amlie, 5844 Fairfax Avenue South, Edina, MN 55424.....\$255.00.

Burnce J. Anderson, 4547 Colorado Avenue North, Crystal, MN 55422.....\$315.00.

Delmer E. Anderson, P.O. Box 44, Northome, MN 56661.....\$135.00.

Ernest L. Anderson, 5919 Tacony Street, Duluth, MN 55807.....\$165.00.

Robert H. Anderson, 600 McLean, Mora, MN 55051.....\$45.00.

Robert T. Arbogast, 7008 60th Avenue North, Crystal, MN 55428.....\$240.00.

Curtis E. Arneson, 4303 Webber Parkway, Minneapolis, MN 55412.....\$105.00.

George J. Berg, 3608 Abbott Avenue North, Minneapolis, MN 55422.....\$90.00.

Wallace A. Borgen, 5744 Stevens Avenue South, Minneapolis, MN 55419.....\$400.00.

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Vernon J. Brekke, 1512 27th Avenue South, Fargo, ND 58103.....\$105.00.

Herbert D. Brugger, 117 11th Street NW, Faribault, MN 55021.....\$225.00.

Richard J. Carpenter, 6733 Jones Avenue NW, Seattle, WA 98117.....\$180.00.

John A. Cochrane, 24 East Fourth Street, St. Paul, MN 55101.....\$400.00.

Peter R. Dahlen, R.R. 2, Box 38, Twin Valley, MN 56584.....\$30.00.

James I. Dale, 985 Foxglove Drive, Salt Lake City, UT 84123.....\$180.00.

James A. Danaher, 4420 43rd Avenue South, Minneapolis, MN 55406.....\$315.00.

Gene R. Davis, 2415 33rd Avenue South, Minneapolis, MN 55406.....\$105.00.

Clement S. Dove, 537 Quinmore Avenue North, Lakeland, MN 55082.....\$330.00.

Gerald O. Draxten, HC2, Box 425, Fifty Lakes, MN 56448.....\$120.00.

Bernard Drouillard, Dallesport Mobile Home Park #43, P.O. Box 121, Dallesport, WA 98614.....\$255.00.

Charles S. Duncan, Route 3, Box 37, Fergus Falls, MN 56537.....\$60.00.

Leonard L. Edel, 405 South First Street, Montgomery, MN 56069.....\$150.00.

Peter Ege, P.O. Box 6953, South Lake Tahoe, CA 96157.....\$225.00.

Reinert Ege, 1130 Pineview Lane, Plymouth, MN 55441.....\$255.00.

Warren I. Freeman, 609 South Section Avenue, Spring Valley, MN 55975.....\$225.00.

Clyde D. Garrett, 528 Third Street NW, Faribault, MN 55021.....\$45.00.

Joseph A. Gawronski, 4437 Arthur Street NE, Columbia Heights, MN 55421.....\$400.00.

Richard L. Gorham, 3407 Zenith Avenue North, Robbinsdale, MN 55422.....\$195.00.

Royal W. Grayden, 357 Capitol View, St. Paul, MN 55113.....\$75.00.

Kenneth R. Hall, 4054 Quail Avenue, Robbinsdale, MN 55422.....\$240.00.

Joseph Hanf, 6101 Lee Avenue North, Brooklyn Center, MN 55429.....\$270.00.

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Gerald C. Hardy, 6513 Humboldt Avenue South, Richfield, MN 55423.....\$105.00.

Leonard E. Horn, Box 153, Deer Creek, MN 56527.....\$45.00.

Warren E. Johnson, 36 Field Road, Silver Bay, MN 55614.....\$400.00.

James A. Jussila, R.R. 1, Box 268, New York Mills, MN 56567.....\$45.00.

Martin J. Kinch, 324 Second Street NE, Minneapolis, MN 55413.....\$120.00.

Harold R. Kinnunen, Route 4, Box 82, Menahga, MN 56464.....\$75.00.

Thomas R. Krueger, 5005 Yvonne Terrace, Edina, MN 55436.....\$255.00.

Norbert J. Kucala, 315 Waite Avenue South, #101, Waite Park, MN 56387.....\$270.00.

Norman F. LaVigne, 2705 Kirkwood Lane North, Plymouth, MN 55441.....\$165.00.

Robert J. Maas, Route 1, Box 107, Remer, MN 56672.....\$15.00.

Gordon A. Mahoney, 4256 39th Avenue South, Minneapolis, MN 55406.....\$400.00.

Kenneth R. Matti, 235 Viking Drive East, #156, St. Paul, MN 55117.....\$210.00.

Gerald Mitchell, 2280 Knoll, Mounds View, MN 55112.....\$210.00.

Bernhard J. Mossberg, P.O. Box 52, Villard, MN 56334.....\$120.00.

David L. Nelson, 17805 Placida Octubre, Green Valley, AZ 85614...\$135.00.

Alton H. Nordgren, Henning, MN 56551.....\$30.00.

David L. Ohman, 18200 Priory Lane, Minnetonka, MN 55345.....\$30.00.

Ervin W. Ojala, R.R. 3, P.O. Box 30, New York Mills, MN 56567.....\$75.00.

Hubert E. Olson, 7127 Logan Avenue South, Richfield, MN 55423.....\$255.00.

Calvin J. Oss, 4428 Abbott Avenue South, Minneapolis, MN 55410.....\$315.00.

Charles W. Pederson, R.R. 1, P.O. Box 348A, Clearwater, MN 55320.....\$15.00.

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Theodore D. Peterson, 18 Nelson Drive, Silver Bay, MN 55614.....\$240.00.

Warren J. Peterson, 4536 - 29th Avenue South, Minneapolis, MN 55406.....\$330.00.

Eugene F. Poser, R.R. 2, P.O. Box 187, New York Mills, MN 56567.....\$60.00.

Leroy A. Pumper, 4230 - 40th Street West, Webster, MN 55088.....\$165.00.

Edward J. Richardson, 2308 West 96th Street, Bloomington, MN 55431.....\$180.00.

Allen B. Roedecker, 3900 West 100th Street, Bloomington, MN 55437.....\$120.00.

Raymond L. Roth, 3236 - 36th Avenue South, Minneapolis, MN 55406.....\$105.00.

Percy G. Runia, R.R. 1, P.O. Box 67, Lake Wilson, MN 56151.....\$75.00.

Edward M. Salo, 5766 North Pike Lake Road, Duluth, MN 55811.....\$90.00.

John E. Sandberg, P.O. Box 55, Barrett, MN 56311.....\$330.00.

Melvin S. Sanderson, R.R. 1, P.O. Box 505, Dent, MN 56528.....\$400.00.

Donald W. Schultz, P.O. Box 236, Rothsay, MN 56579.....\$45.00.

Walter Schwartz, 3319 McNair, Robbinsdale, MN 55422.....\$150.00.

Carl A. Senarighi, 1663 Long Lake Road, Eveleth, MN 55734.....\$150.00.

Donald J. Severson, 1625 Xenia Avenue North, Golden Valley, MN 55422.....\$390.00.

John W. Sloan, 10901 - 27th Avenue South, Burnsville, MN 55337.....\$345.00.

Charles E. Spooner, 3232 Minnehaha Avenue South, Minneapolis, MN 55406.....\$210.00.

Edward L. Stellmach, 744 Delaware Avenue, St. Paul, MN 55107.....\$45.00.

George Stone, 1417 West Minnehaha Avenue, St. Paul, MN 55104.....\$400.00.

Brent M. Symonds, 6407 Westchester Circle, Golden Valley, MN 55427.....\$270.00.

Glen G. Thune, R.R. 2, Twin Valley, MN 56584.....\$60.00.

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John E. Walkowiak, 13404 Garfield Avenue South, Burnsville, MN 55337.....\$90.00.

Getchel Widdes, 924 Chester Park Drive, Duluth, MN 55812.....\$195.00.

Howard V. Wilson, 4119 - 28th Avenue South, Minneapolis, MN 55406.....\$240.00.

Henry J. Wollmering, 712 Ramsey Street, Hastings, MN 55033.....\$210.00.

Deslove Zakula, 9411 Boyd Avenue, Duluth, MN 55808.....\$210.00.

Subd. 3. WORLD WAR II; BENEFICIARY. Dorothea J. Stram, R.R. 2, P.O. Box 266, Cohasset, MN 55721.....\$255.00.

Subd. 4. KOREAN CONFLICT. Richard J. Bigham, 5533 Rumsey, Riverside, CA 92506.....\$180.00.

Charles W. Blanchard, c/o Betty McDonald, 384 Third Avenue S.E., New Brighton, MN 55112.....\$150.00.

Robert Johnson, 2416 County Road B, Grand Rapids, MN 55744.....\$90.00.

Walter F. Kelsey, 22111 Gates Avenue, Faribault, MN 55021.....\$180.00.

Roy W. Meyer, 108 10th Street N.W., Faribault, MN 55021.....\$60.00.

Richard F. Perry, 834 Second Street S.W., Faribault, MN 55021.....\$225.00.

Alan E. Ruffcorn, 2048 County Road F, White Bear Lake, MN 55110.....\$135.00.

Subd. 5. KOREAN CONFLICT; BENEFICIARY. Patricia Greer, 19197 Canby Way, Faribault, MN 55021.....\$22.50.

Subd. 6. VIETNAM SERVICE. Bruce C. M. Bradach, R.R., P.O. Box 128D, Tenstrike, MN 56683.....\$600.00.

David F. Bruns, 19100 Stratford Road, Minnetonka, MN 55345.....\$500.00.

Janet T. Dalke, 148 Union Street, Tracy, MN 56175.....\$300.00.

Arthur D. Gapinski, 412-1/2 S.W. 6th Street, Chisholm, MN 55719.....\$300.00.

Stanley L. Jarmuzek, 6464 - 157th Avenue N.W., Clearwater, MN 55320.....\$600.00.

Dennis L. Miller, Jr., 2350 - 177th Lane N.W., Andover, MN 55304.....\$600.00.

Robert R. Rainville, 2737 - 18th Avenue South, Minneapolis, MN 55407.....\$300.00.

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Minerva B. Sims, 307 East Elmwood, Arlington, MN 55307.....\$210.00.

Fred A. Stowbridge, 1589 Adams Avenue N.W., Bemidji, MN 56601.....\$525.00.

Thomas A. Udovich, 2613 West 4th Street, Duluth, MN 55806.....\$600.00.

Subd. 7. VIETNAM SERVICE; BENEFICIARY. Jane I. Richert, 2117 - 15th Street N.W., Faribault, MN 55021.....\$100.00.

Sec. 8. REIMBURSEMENT REQUIRED.

(a) \$32,220.40 of the money appropriated from the general fund to the attorney general for fiscal year 1994 must be used to reimburse businesses for legal costs described in paragraph (b).

(b) Legal costs that may be reimbursed are attorney fees and court costs incurred by a business as a result of offers made by an agent of the attorney general in 1993 to remove hazardous waste in an illegal manner. A business may not seek or receive reimbursement under this section if the business incurred an administrative, civil, or criminal penalty related to the hazardous waste removal offered by the agent of the attorney general. A business seeking reimbursement under this section must file a claim containing information requested by the commissioner of finance, and must, as a condition of receiving reimbursement under this section, waive any and all claims against the state or its agents arising from the offers to remove hazardous waste described above. Payment may be made only upon receipt of a written release by the claimant in a form approved by the attorney general.

Sec. 9. EFFECTIVE DATE.

This act is effective the day following final enactment.

Presented to the governor May 6, 1994

Signed by the governor May 10, 1994, 3:49 p.m.

CHAPTER 621—S.F.No. 1944

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