

(8) the permit may not exceed three years in duration; and

(9) if all cut timber, equipment, and buildings are not removed at the end of any 120-day extension period which the commissioner may grant for removal, the commissioner may grant a second period of time not to exceed 120 days for the removal of cut timber, equipment, and buildings upon receipt of a request by the permit holder for hardship reasons only.

The auction sale procedure set forth in this section constitutes an additional alternative timber sale procedure available to the commissioner and is not intended to replace other authority possessed by the commissioner to sell timber in lots of \$15,000 3,000 cords or less.

Sec. 8. Minnesota Statutes 1994, section 90.191, subdivision 1, is amended to read:

Subdivision 1. The commissioner may sell the timber on any tract of state land in lots not exceeding \$3,000 in appraised value 500 cords in volume, without formalities but for not less than the full appraised value thereof, to any person. No sale shall be made under this section to any person holding two permits issued hereunder which are still in effect; except that (1) a partnership as defined in chapter 323, which may include spouses but which shall provide evidence that a partnership exists, may be holding two permits for each of not more than three partners who are actively engaged in the business of logging or who are the spouses of persons who are actively engaged in the business of logging with that partnership; and (2) a corporation, a majority of whose shares and voting power are owned by natural persons related to each other within the fourth degree of kindred according to the rules of the civil law or their spouses or estates, may be holding two permits for each of not more than three shareholders who are actively engaged in the business of logging or who are the spouses of persons who are actively engaged in the business of logging with that corporation.

Sec. 9. EFFECTIVE DATE.

Sections 4 and 5 are effective the day following final enactment.

Presented to the governor March 1, 1996

Signed by the governor March 4, 1996, 11:10 a.m.

CHAPTER 296—S.F.No. 2020

An act relating to human services; requesting the commissioners of health and human services to seek a federal waiver; amending Minnesota Statutes 1994, section 144A.04, by adding a subdivision.

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

Section 1. Minnesota Statutes 1994, section 144A.04, is amended by adding a subdivision to read:

New language is indicated by underline, deletions by ~~strikeout~~.

Subd. 10. ASSESSMENTS FOR SHORT-STAY RESIDENTS. Upon federal approval, a nursing home is not required to perform a resident assessment on a resident expected to remain in the facility for 30 days or less. A short-stay resident transferring from a hospital to a nursing home must have a plan of care developed at the hospital before admission to the nursing home. If a short-stay resident remains in the nursing home longer than 30 days, the nursing home must perform the resident assessment in accordance with sections 144.072 to 144.0722 within 40 days of the resident's admission.

Sec. 2. WAIVER REQUEST.

The commissioners of health and human services shall seek any federal waivers necessary to accomplish the following:

(1) eliminate the three-day hospital stay requirement before receiving Medicare skilled nursing facility coverage;

(2) allow for Medicare reimbursement for respiratory therapists providing services in a skilled nursing facility or at home;

(3) eliminate assessments for residents that are expected to stay in a subacute unit of a skilled nursing facility for 30 days or less;

(4) allow staff other than nurses' aides to transport and feed residents of a skilled nursing facility;

(5) allow the state to commingle Medicare and alternative care grant funds for individuals eligible for both programs; and

(6) permit a nursing home to satisfy the financial requirement under Code of Federal Regulations, title 42, section 483.10 (c)(7)(1994), through self-insurance mechanisms, including a savings account listing the commissioner on the account or a letter of credit.

Presented to the governor March 1, 1996

Signed by the governor March 4, 1996, 11:12 a.m.

CHAPTER 297—S.F.No. 2166

An act relating to capital improvements; permitting up to a 40-year term for certain bonds; amending Minnesota Statutes 1994, sections 429.091, subdivision 3; and 475.54, subdivisions 1 and 3.

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

Section 1. Minnesota Statutes 1994, section 429.091, subdivision 3, is amended to read:

Subd. 3. **METHOD OF ISSUANCE.** All obligations shall be issued in accordance with the provisions of chapter 475, except as provided in this subdivision.

An election shall be required for bonds if less than 20 percent of the cost of the improvement to the municipality is to be assessed against benefited property.

New language is indicated by underline, deletions by ~~strikeout~~.