

Section 11 is effective on approval by the East Grand Forks city council and compliance with Minnesota Statutes, section 645.021.

Section 12 is effective upon approval by the Canosia town board and compliance with Minnesota Statutes, section 645.021.

Section 13 is effective upon approval by the Lake county board and compliance with Minnesota Statutes, section 645.021.

Section 14 is effective upon approval by the Pine City city council and compliance with Minnesota Statutes, section 645.021.

Presented to the governor April 3, 1998

Signed by the governor April 6, 1998, 2:50 p.m.

CHAPTER 365—S.F.No. 2532

VETOED

CHAPTER 366—S.F.No. 3354

An act relating to the organization and operation of state government; appropriating money for the general administrative expenses of state government; modifying provisions relating to state government operations; modifying budget preparation provisions; modifying agency reporting; providing for certain reimbursement of the health care access fund; modifying the Debt Collection Act; requiring free Internet access to certain state publications; creating the construction codes advisory council and the livestock industry environmental steering committee; providing for consumer education on telemarketing fraud; modifying lottery provisions; creating a settlement division in the office of administrative hearings; transferring the small claims court; amending Minnesota Statutes 1996, sections 3.3005, subdivision 2, and by adding a subdivision; 4.07, subdivision 3; 14.04; 14.46, subdivision 4; 15.91, subdivision 2; 16A.055, subdivision 6; 16A.10, as amended; 16A.11, subdivision 3; 16A.72; 16B.04, subdivision 4; 16D.02, subdivision 3; 16D.04, subdivisions 1 and 4; 16D.06, subdivision 2; 16D.08, subdivision 2; 16D.11, as amended; 16D.14, subdivisions 2, 3, and 5; 16D.16; 17.03, subdivision 11; 43A.04, subdivision 1a; 43A.17, subdivision 8; 43A.317, subdivision 8; 45.012; 84.027, subdivision 14; 116.03, subdivision 2a; 116J.011; 144.05, subdivision 2; 174.02, subdivision 1a; 175.001, subdivision 6; 190.09, subdivision 2; 196.05, subdivision 2; 216A.07, subdivision 6; 268.0122, subdivision 6; 270.02, subdivision 3a; 299A.01, subdivision 1a; 349A.06, by adding a subdivision; 349A.10, subdivision 3; 349A.11; 352D.12; 357.022; 363.05, subdivision 3; and 469.177, subdivision 11; Minnesota Statutes 1997 Supplement, sections 16A.103, subdivision 1; 16A.11, subdivision 1; 16E.01, subdivision 3; 16E.03, subdivisions 1, 3, 4, and 5; 16E.07, subdivision 3; 43A.30, subdivision 5; 120.0111; 241.01, subdivision 3b; 245.03, subdivision 2; 270.063, subdivision 1; 357.021, subdivision 1a; and 394.232, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 16B; 16D; 325G; and 349A; repealing Minnesota Statutes 1996, section 3.971, subdivision 3; Minnesota Statutes 1997 Supplement, sections 16A.11, subdivisions 3b and 3c; and 241.015.

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

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

Section 1. **STATE GOVERNMENT APPROPRIATIONS.**

The sums in the columns headed "APPROPRIATIONS" are appropriated from the general fund, or another named fund, to the agencies and for the purposes specified to be available for the fiscal years indicated for each purpose.

SUMMARY BY FUND

	1998	1999
General	\$ 1,965,000	\$ 31,058,000
Special Revenue	-0-	15,000
Natural Resources	-0-	25,000
Game and Fish	-0-	33,000
Trunk Highway	-0-	55,000
Lottery Prize	-0-	750,000
	APPROPRIATIONS	
	Available for the Year	
	Ending June 30	
	1998	1999
Sec. 2. LEGISLATURE		25,000

This appropriation is to the legislative coordinating commission for a grant to the Council of State Governments to organize and fund a series of meetings between members of the Minnesota legislature and members of the Manitoba and Ontario parliaments. Approximately six members of each body may attend the meetings. Meetings may involve all three bodies or the legislature and one of the parliaments. The meetings shall be at the capital cities of the state or of the provinces.

Sec. 3. ATTORNEY GENERAL	-0-	24,100,000
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\$23,000,000 is for overall core functions.

\$250,000 is for assistance to counties for felony prosecutions, implied consent hearings, community notification of sex offenders, and commitment of sexually dangerous persons.

\$250,000 is for gaming enforcement.

\$500,000 is for legal services to state agencies.

\$100,000 is to educate citizens with respect to telemarketing fraud, as provided in new Minnesota Statutes, section 325G.52.* (The preceding text beginning “\$250,000 is for assistance” was vetoed by the governor.)

The commissioner of finance and the attorney general shall convene a joint executive-legislative task force to evaluate:

- (1) the availability of legal services from the attorney general’s office necessary to meet the needs of state government;
- (2) the adequacy and suitability of the current mechanism for funding legal services;
- (3) the appropriateness of billing rates to cover the cost of legal services; and
- (4) the appropriateness of the current process for setting billing rates.

In addition to representatives of the commissioner and the attorney general, the task force must include representatives of partner and nonpartner agencies receiving services from the office of the attorney general, legislative fiscal staff representing committees responsible for funding the office of the attorney general, and the office of the legislative auditor.

By November 15, 1998, the task force shall report the progress and status of its evaluation to the committees responsible for funding the office of the attorney general. By January 15, 1999, the task force shall make a final report to the committees responsible for funding the office of the attorney general. The final report shall identify proposed improvements in the current funding system and make recommendations to improve the availability of legal services, the funding of services, and the accountability of legal costs by all parties.

Sec. 4. SECRETARY OF STATE

–0–

100,000

This appropriation is to make necessary changes to the statewide voter registration system to facilitate reassignment of voters to

the correct precinct and election districts following legislative redistricting in 2002. This appropriation is available until June 30, 2000.

Sec. 5. OFFICE OF STRATEGIC AND
LONG-RANGE PLANNING

1,215,000

85,000

\$15,000 is appropriated in fiscal year 1998 and \$65,000 is appropriated in fiscal year 1999 for census-related activities.

\$1,200,000 in fiscal year 1998 is for purposes of section 86. This appropriation is available until June 30, 1999.

\$20,000 in fiscal year 1999 is for a grant to the southwest regional development commission in region 8 to assist local units of government with the preparation of local land use plans.

Sec. 6. DEPARTMENT OF
ADMINISTRATION

-0-

4,900,000

\$4,371,000 is appropriated in fiscal year 1999 for modifications of state business systems to address year 2000 changes. This appropriation is added to the appropriation for technology management in Laws 1997, chapter 202, article 1, section 12, subdivision 7.

\$150,000 is appropriated in fiscal year 1999 for the office of citizenship and volunteer services for coordinating the Minnesota alliance with youth initiative.

\$315,000 in fiscal year 1999 is for a grant to Pioneer Public Television for the construction of a noncommercial television translator tower. The construction of this tower will primarily enable the residents of Otter Tail county to receive this noncommercial television signal. Before state funds are released for this project, a license to operate this facility must be granted by the Federal Communications Commission. In order to qualify for this grant, Pioneer Public Television must provide a match which equals at least 25 percent of the total project costs from nonstate government sources.

\$20,000 is for a portrait of Governor Carlson.

\$44,000 is for costs associated with making the State Register and the guidebook to state agency services available on the Internet. The management analysis division of the department of administration must analyze the financial impacts of making the State Register and the guidebook to state agency services available on the Internet on the department's bookstore operation. The division must report its preliminary findings to the chairs of the house and senate governmental operations budget and finance divisions by January 15, 1999. A complete analysis of fiscal impacts must be submitted to these chairs by January 15, 2000.

Sec. 7. DEPARTMENT OF EMPLOYEE RELATIONS

750,000

-0-

For transfer to the insurance trust fund under Minnesota Statutes, section 43A.316, subdivision 9, for the purposes stated in that subdivision.

The commissioner of employee relations shall study and report to the legislature by August 1, 1999, to: (1) determine what temporary state jobs occupied by disabled individuals are filled by able-bodied individuals when the jobs become permanent; (2) examine whether state agencies are in compliance with state and federal law in hiring qualified disabled individuals; and (3) recommend any assistance state agencies may need to comply with applicable laws.

Sec. 8. REVENUE

731,000

This appropriation is added to the appropriation in Laws 1997, chapter 202, article 1, section 17, subdivision 8, and must be used for information systems and to expand the Minnesota collection enterprise office staff in Ely. The legislature estimates that this appropriation will result in increased revenue to the general fund of \$1,000,000 in fiscal year 1999.

Sec. 9. AMATEUR SPORTS COMMISSION

100,000

For a grant to the United States Olympic Committee's Minnesota Olympic development program to fund development of a statewide winter sports program for females and at-risk youth.

Sec. 10. INSURANCE PREMIUM SUPPLEMENT

-0-

435,000

SUMMARY BY FUND

General	-0-	307,000
Water Recreation	-0-	23,000
Snowmobile Trails and Enforcement	-0-	2,000
Special Revenue	-0-	15,000
Game and Fish	-0-	33,000
Trunk Highway	-0-	55,000

The amounts appropriated are to the commissioner of finance for the second year of the biennium for transfer to agencies affected by cost increases due to the extension of eligibility for employer-paid premiums for health, dental, and life insurance to part-time seasonal employees as provided in collective bargaining agreements for the current biennium.

The schedule provided in the 1998 supplemental budget recommendation detail page supporting the governor's request for these appropriations must be applied when determining base-level funding of affected agencies for the biennium ending June 30, 2001.

Sec. 11. PUBLIC EMPLOYEES RETIREMENT ASSOCIATION

-0-

10,000

This appropriation is the state's share of the contribution necessary to fund the special surviving spouse benefit authorized by H.F. No. 2970, article 2, if enacted. The amount is payable to the public employees retirement association within 30 days following the receipt by that association of the contribution by the city of St. Paul under H.F. No. 2970, article 2, if enacted.

Sec. 12. MINNESOTA STATE
RETIREMENT SYSTEM

700,000

This appropriation may be expended solely to make the transfer of prior service contributions as permitted under Minnesota Statutes, section 352D.12, as amended by this act.

Sec. 13. HUMAN SERVICES

750,000

From the Minnesota lottery prize fund to be used for Project Turnabout in Granite Falls. This appropriation shall not become part of the base appropriation for the 2000-2001 biennium.

Other than the appropriation in this act, or in Laws 1997, chapter 202, no more than \$340,000 may be appropriated for fiscal year 1999 from the lottery prize fund or the lottery operations account for compulsive gambling treatment or education. This provision supersedes any other provision enacted in 1998, whether enacted before or after this provision.

Sec. 14. Minnesota Statutes 1996, section 3.3005, subdivision 2, is amended to read:

Subd. 2. A state agency shall not expend money received by it under federal law for any purpose unless a request to spend federal money from that source for that purpose in that fiscal year has been submitted by the governor to the legislature as a part of a budget request submitted during or within ten days before the start of a regular legislative session, or unless specifically authorized by law or as provided by this section.

Sec. 15. Minnesota Statutes 1996, section 3.3005, is amended by adding a subdivision to read:

Subd. 2a. **REVIEW OF FEDERAL FUNDS SPENDING REQUEST.** Twenty days after a governor's budget request that includes a request to spend federal money is submitted to the legislature under subdivision 2, a state agency may expend money included in that request unless, within the 20-day period, a member of the legislative advisory commission requests further review. If a legislative advisory commission member requests further review of a federal funds spending request, the agency may not expend the federal funds until the request has been satisfied and withdrawn, the expenditure is approved in law, or the regular session of the legislature is adjourned for the year.

Sec. 16. Minnesota Statutes 1996, section 4.07, subdivision 3, is amended to read:

Subd. 3. **FEDERAL AND STATE LAW; APPROPRIATION OF FUNDS.** The governor or any state department or agency designated by the governor shall comply with any and all requirements of federal law and any rules and regulations promulgated thereunder to enable the application for, the receipt of, and the acceptance of such federal

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funds. The expenditure of any such funds received shall be governed by the laws of the state except insofar as federal requirements may otherwise provide. All such money received by the governor or any state department or agency designated by the governor for such purpose shall be deposited in the state treasury and, subject to section 3.3005, are hereby appropriated annually in order to enable the governor or the state department or agency designated by the governor for such purpose to carry out the purposes for which the funds are received. None of such federal money so deposited in the state treasury shall cancel and they shall be available for expenditure in accordance with the requirements of federal law.

Sec. 17. Minnesota Statutes 1996, section 14.04, is amended to read:

14.04 AGENCY ORGANIZATION; GUIDEBOOK.

To assist interested persons dealing with it, each agency shall ~~must~~, in a manner prescribed by the commissioner of administration, prepare a description of its organization, stating the general course and method of its operations and where and how the public may obtain information or make submissions or requests. The commissioner of administration shall ~~must~~ publish these descriptions at least once every four years commencing in 1981 in a guidebook of state agencies. Notice of the publication of the guidebook shall ~~must~~ be published in the State Register and given in newsletters, newspapers, or other publications, or through other means of communication. The commissioner must make an electronic version of the guidebook available on the Internet free of charge through the North Star information service.

Sec. 18. Minnesota Statutes 1996, section 14.46, subdivision 4, is amended to read:

Subd. 4. **COST; DISTRIBUTION.** When an agency properly submits a rule, proposed rule, notice, or other material to the commissioner of administration, the commissioner shall ~~must~~ then be accountable for the publication of the same in the State Register. The commissioner of administration shall ~~must~~ require each agency which requests the publication of rules, proposed rules, notices, or other material in the State Register to pay its proportionate cost of the State Register unless other funds are provided and are sufficient to cover the cost of the State Register.

The State Register shall ~~must~~ be offered for public sale at a location centrally located as determined by the commissioner of administration and at a price as the commissioner of administration shall ~~determine~~ determines. The commissioner of administration shall ~~must~~ further provide for the mailing of the State Register to any person, agency, or organization if so requested, provided that reasonable costs are borne by the requesting party. The supply and expense appropriation to any state agency is deemed to include funds to purchase the State Register. Ten copies of each issue of the State Register, however, shall ~~must~~ be provided without cost to the legislative reference library and ten copies to the state law library. One copy shall ~~must~~ be provided without cost to a public library in each county seat in the state or, if there is no public library in a county seat, to a public library in the county as designated by the county board. The commissioner shall ~~must~~ advise the recipient libraries of the significance and content of the State Register and shall encourage efforts to promote its usage.

The commissioner must make an electronic version of the State Register available on the Internet free of charge through the North Star information service.

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Sec. 19. Minnesota Statutes 1996, section 15.91, subdivision 2, is amended to read:

Subd. 2. **PERFORMANCE REPORTS.** By ~~November 30~~ January 2 of each ~~even-numbered odd-numbered~~ year, each agency shall issue a performance report that includes the following:

- (1) the agency's mission;
 - (2) the most important goals and objectives for each major program for which the agency will request funding in its next biennial budget;
 - (3) identification of the populations served by the programs that support the agency's mission; and
 - (4) workload, efficiency, output, and outcome
- (3) the most important measures for each program goals and objectives listed in the report, with data showing each programs' actual performance relative to these measures for the previous four fiscal years and the performance the agency projects it will achieve during the next two fiscal years with the level of funding it has requested.

~~If it would enhance an understanding of its mission, programs, and performance, the agency shall include in its report information that describes the broader economic, social, and physical environment in which the agency's programs are administered.~~

Each agency shall send a copy of its performance report to the speaker of the house, president of the senate, legislative auditor, and legislative reference library, and provide a copy to others upon request.

~~The commissioner of finance shall ensure that performance reports are complete, succinct, accurate, and reliable and compiled in such a way that they are useful to the public, legislators, and managers in state government. To maintain a computerized performance data system, the commissioner of finance may require agencies to provide performance data annually.~~

~~The legislative auditor shall periodically review and comment on selected performance reports as provided for by section 3.971, subdivision 3.~~

Sec. 20. Minnesota Statutes 1996, section 16A.055, subdivision 6, is amended to read:

Subd. 6. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

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(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 21. Minnesota Statutes 1996, section 16A.10, as amended by Laws 1997, chapter 202, article 2, section 12, is amended to read:

16A.10 BUDGET PREPARATION.

Subdivision 1. **BUDGET FORMAT.** In each even-numbered calendar year the commissioner shall prepare budget forms and instructions for all agencies, including guidelines for reporting agency performance measures, subject to the approval of the governor. The commissioner shall request and receive advisory recommendations from the chairs of the senate finance committee and house of representatives ways and means committee before adopting a format for the biennial budget document. By June 15, the commissioner shall send the proposed budget forms to the appropriations and finance committees. The committees have until July 15 to give the commissioner their advisory recommendations on possible improvements. To facilitate this consultation, the commissioner shall establish a working group consisting of executive branch staff and designees of the chairs of the senate finance and house of representatives ways and means committees. The commissioner must involve this group in all stages of development of budget forms and instructions. The budget format must show actual expenditures and receipts for the two most recent fiscal years, estimated expenditures and receipts for the current fiscal year, and estimates for each fiscal year of the next biennium. Estimated expenditures must be classified by funds and character of expenditures and may be subclassified by programs and activities. Agency revenue estimates must show how the estimates were made and what factors were used. Receipts must be classified by funds, programs, and activities. Expenditure and revenue estimates must be based on the law in existence at the time the estimates are prepared.

Subd. 1a. **PURPOSE OF PERFORMANCE DATA.** Performance data shall be presented in the budget proposal to:

- (1) provide information so that the legislature can determine the extent to which state programs are successful;
- (2) encourage agencies to develop clear goals and objectives for their programs; and
- (3) strengthen accountability to Minnesotans by providing a record of state government's performance in providing effective and efficient services.

Subd. 1b. **PERFORMANCE DATA FORMAT.** Agencies shall present performance data that measures the performance of programs in meeting program goals and objectives. Measures reported may include indicators of outputs, efficiency, outcomes, and other measures relevant to understanding each program. Agencies shall present as much

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historical information as needed to understand major trends and shall set targets for future performance issues where feasible and appropriate. The information shall appropriately highlight agency performance issues that would assist legislative review and decision making.

Subd. 2. **BY OCTOBER 15 AND NOVEMBER 30.** By October 15 of each even-numbered year, an agency must file the following with the commissioner:

- (1) budget estimates for the most recent and current fiscal years;
- (2) its upcoming biennial budget estimates;
- (3) a comprehensive and integrated statement of agency missions and outcome and performance measures; and
- (4) a concise explanation of any planned changes in the level of services or new activities.

The commissioner shall prepare and file the budget estimates for an agency failing to file them. By November 30, the commissioner shall send the final budget format, agency budget ~~plans or requests~~ estimates for the next biennium, and copies of the filed material to the ways and means and finance committees, except that the commissioner shall not be required to transmit information that identifies executive branch budget decision items. At this time, a list of each employee's name, title, and salary must be available to the legislature, either on paper or through electronic retrieval.

Subd. 3. **DUTIES TO GOVERNOR-ELECT.** Immediately after the election of a new governor, the commissioner shall report the budget estimates and make available to the governor-elect all department information, staff, and facilities relating to the budget.

Sec. 22. Minnesota Statutes 1997 Supplement, section 16A.103, subdivision 1, is amended to read:

Subdivision 1. **STATE REVENUE AND EXPENDITURES.** In February and November each year, the commissioner shall prepare and deliver to the governor and legislature a forecast of state revenue and expenditures. The November forecast must be delivered to the legislature and governor no later than the end of the first week of December. The February forecast must be delivered to the legislature and governor by the end of February. The forecast must assume the continuation of current laws and reasonable estimates of projected growth in the national and state economies and affected populations. Revenue must be estimated for all sources provided for in current law. Expenditures must be estimated for all obligations imposed by law and those projected to occur as a result of inflation and variables outside the control of the legislature. In determining the rate of inflation, the application of inflation, and the other variables to be included in the expenditure part of the forecast, the commissioner must consult with the chair of the senate state government finance committee, the chair of the house committee on ways and means, and house and senate fiscal staff. In addition, the commissioner shall forecast Minnesota personal income for each of the years covered by the forecast and include these estimates in the forecast documents. A forecast prepared during the first fiscal year of a biennium must cover that biennium and the next biennium. A forecast prepared during the second fiscal year of a biennium must cover that biennium and the next two bienniums.

Sec. 23. Minnesota Statutes 1997 Supplement, section 16A.11, subdivision 1, is amended to read:

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Subdivision 1. **WHEN.** The governor shall submit a ~~four-part~~ three-part budget to the legislature. Parts one and two, the budget message and detailed operating budget, must be submitted by the fourth Tuesday in January in each odd-numbered year. However, in a year following the election of a governor who had not been governor the previous year, parts one and two must be submitted by the third Tuesday in February. Part three, the detailed recommendations as to capital expenditure, must be submitted as follows: agency capital budget requests by July 1 of each odd-numbered year, and governor's recommendations by January 15 of each even-numbered year. ~~Part four, the Detailed recommendations as to information technology expenditure, must be submitted at the same time the governor submits the budget message to the legislature as part of the detailed operating budget. Information technology recommendations must include projects to be funded during the next biennium and planning estimates for an additional two bienniums. Information technology recommendations must specify purposes of the funding such as infrastructure, hardware, software, or training.~~

Sec. 24. Minnesota Statutes 1996, section 16A.11, subdivision 3, is amended to read:

Subd. 3. **PART TWO: DETAILED BUDGET.** Part two of the budget, the detailed budget estimates both of expenditures and revenues, ~~shall~~ must contain any statements on the financial plan which the governor believes desirable ~~or~~ which may be required by the legislature. Part of the budget must be prepared using performance-based budgeting concepts. In this subdivision, "performance-based budgeting" means a budget system that identifies agency outcomes and results and provides comprehensive information regarding actual and proposed changes in funding and outcomes. The detailed estimates shall include the governor's budget plan of each agency arranged in tabular form so it may readily be compared with the governor's budget for each agency. The detailed estimates must include a separate line listing the total number of professional or technical service contracts and the total cost of those contracts for the prior biennium and the projected number of professional or technical service contracts and the projected costs of those contracts for the current and upcoming biennium. They ~~shall~~ must also include, as part of each agency's organization chart, a summary of the personnel employed by the agency, showing the reflected as full-time equivalent positions for the current biennium, and the number of full-time equivalent employees of all kinds employed by the agency on June 30 of the last complete fiscal year, and the number of professional or technical service consultants for the current biennium.

Sec. 25. Minnesota Statutes 1996, section 16A.72, is amended to read:

16A.72 INCOME CREDITED TO GENERAL FUND; EXCEPTIONS.

All income, including fees or receipts of any nature, shall be credited to the general fund, except:

- (1) federal aid;
- (2) contributions, or reimbursements received for any account of any division or department for which an appropriation is made by law;
- (3) income to the University of Minnesota;
- (4) income to revolving funds now established in institutions under the control of the commissioners of corrections or human services;

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(5) investment earnings resulting from the master lease program, except that the amount credited to another fund or account may not exceed the amount of the additional expense incurred by that fund or account through participation in the master lease program;

(6) investment earnings resulting from any gift, donation, device, endowment, trust, or court ordered or approved escrow account or trust fund, which should be credited to the fund or account and appropriated for the purpose for which it was received;

(7) receipts from the operation of patients' and inmates' stores and vending machines, which shall be deposited in the social welfare fund in each institution for the benefit of the patients and inmates;

~~(7)~~ (8) money received in payment for services of inmate labor employed in the industries carried on in the state correctional facilities which receipts shall be credited to the current expense fund of those facilities;

(8) (9) as provided in sections 16B.57 and 85.22;

~~(9)~~ (10) income to the Minnesota historical society;

~~(10)~~ (11) the percent of income collected by a private collection agency and retained by the collection agency as its collection fee; or

~~(11)~~ (12) as otherwise provided by law.

Sec. 26. Minnesota Statutes 1996, section 16B.04, subdivision 4, is amended to read:

Subd. 4. **MISSION; EFFICIENCY.** It is part of the department's mission that with-in the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

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Sec. 27. **[16B.104] PROCUREMENT REQUIREMENTS.**

(a) The commissioner, in consultation with the office of technology, shall develop nonvisual technology access standards. The standards must be included in all contracts for the procurement of information technology by, or for the use of, agencies, political subdivisions, and the Minnesota state colleges and universities. The University of Minnesota is encouraged to consider similar standards.

(b) The nonvisual access standards must include the following minimum specifications:

(1) that effective, interactive control and use of the technology including the operating system, applications programs, prompts, and format of the data presented, are readily achievable by nonvisual means;

(2) that the nonvisual access technology must be compatible with information technology used by other individuals with whom the blind or visually impaired individual must interact;

(3) that nonvisual access technology must be integrated into networks used to share communications among employees, program participants, and the public; and

(4) that the nonvisual access technology must have the capability of providing equivalent access by nonvisual means to telecommunications or other interconnected network services used by persons who are not blind or visually impaired.

(c) Nothing in this section requires the installation of software or peripheral devices used for nonvisual access when the information technology is being used by individuals who are not blind or visually impaired.

Sec. 28. **[16B.76] CONSTRUCTION CODES ADVISORY COUNCIL.**

Subdivision 1. MEMBERSHIP. (a) The construction codes advisory council consists of the following members:

(1) the commissioner of administration or the commissioner's designee representing the department's building codes and standards division;

(2) the commissioner of health or the commissioner's designee representing an environmental health section of the department;

(3) the commissioner of public safety or the commissioner's designee representing the department's state fire marshal division;

(4) the commissioner of public service or the commissioner's designee representing the department's energy regulation and resource management division; and

(5) one member representing each of the following occupations or entities, appointed by the commissioner of administration:

(i) a certified building official;

(ii) a fire service representative;

(iii) a licensed architect;

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(iv) a licensed engineer;

(v) a building owners and managers representative;

(vi) a licensed residential building contractor;

(vii) a commercial building contractor;

(viii) a heating and ventilation contractor;

(ix) a plumbing contractor;

(x) a representative of a construction and building trades union; and

(xi) a local unit of government representative.

(b) For members who are not state officials or employees, terms, compensation, removal, and the filling of vacancies are governed by section 15.059. The council shall select one of its members to serve as chair.

(c) The council expires June 30, 2001.

Subd. 2. DUTIES OF THE COUNCIL. The council shall review laws, codes, rules, standards, and licensing requirements relating to building construction and may:

(1) recommend ways to eliminate inconsistencies, to streamline construction regulation and construction processes, and to improve procedures within and among jurisdictions;

(2) review and comment on current and proposed laws and rules to promote coordination and consistency;

(3) advise agencies on possible changes in rules to make them easier to understand and apply; and

(4) promote the coordination, within each jurisdiction, of the administration and enforcement of construction codes.

The council shall report its findings and recommendations to the commissioner of administration and the head of any other affected agency by the end of each calendar year. The council may recommend changes in laws or rules governing building construction. The council may establish subcommittees to facilitate its work. If the council establishes subcommittees, it shall include in their memberships representation from entities and organizations expressing an interest in membership. The commissioner of administration shall maintain a list of interested entities and organizations.

Subd. 3. AGENCY COOPERATION. State agencies and local governmental units shall cooperate with the council and, so far as possible, provide information or assistance to it upon its request. The commissioner of administration shall provide necessary staff and administrative support to the council.

Sec. 29. Minnesota Statutes 1996, section 16D.02, subdivision 3, is amended to read:

Subd. 3. **DEBT.** "Debt" means an amount owed to the state directly, or through a state agency, on account of a fee, duty, lease, direct loan, loan insured or guaranteed by

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the state, rent, service, sale of real or personal property, overpayment, fine, assessment, penalty, restitution, damages, interest, tax, bail bond, forfeiture, reimbursement, liability owed, an assignment to the state including assignments under sections 256.72 to 256.87, the Social Security Act, or other state or federal law, recovery of costs incurred by the state, or any other source of indebtedness to the state. Debt also includes amounts owed to individuals as a result of civil, criminal, or administrative action brought by the state or a state agency pursuant to its statutory authority or for which the state or state agency acts in a fiduciary capacity in providing collection services in accordance with the regulations adopted under the Social Security Act at Code of Federal Regulations, title 45, section 302.33. Debt also includes an amount owed to the courts or University of Minnesota for which the commissioner provides collection services pursuant to contract.

Sec. 30. Minnesota Statutes 1996, section 16D.04, subdivision 1, is amended to read:

Subdivision 1. **DUTIES.** The commissioner shall provide services to the state and its agencies to collect debts owed the state. The commissioner is not a collection agency as defined by section 332.31, subdivision 3, and is not licensed, bonded, or regulated by the commissioner of commerce under sections 332.31 to 332.35 or 332.38 to 332.45. The commissioner is subject to section 332.37, except clause (9) ~~or~~, (10), (12), or (19). Debts referred to the commissioner for collection under section 256.9792 may in turn be referred by the commissioner to the enterprise. An audited financial statement may not be required as a condition of debt placement with a private agency if the private agency: (1) has errors and omissions coverage under a professional liability policy in an amount of at least \$1,000,000; or (2) has a fidelity bond to cover actions of its employees, in an amount of at least \$100,000. In cases of debts referred under section 256.9792, the provisions of this chapter and section 256.9792 apply to the extent they are not in conflict. If they are in conflict, the provisions of section 256.9792 control. For purposes of this chapter, the referring agency for such debts remains the department of human services.

Sec. 31. Minnesota Statutes 1996, section 16D.04, subdivision 4, is amended to read:

Subd. 4. **AUTHORITY TO CONTRACT.** ~~The commissioner~~ commissioners of revenue and finance may contract with credit bureaus, private collection agencies, and other entities as necessary for the collection of debts. A private collection agency acting under a contract with the commissioner of revenue or finance is subject to sections 332.31 to 332.45, except that the private collection agency may indicate that it is acting under a contract with the ~~commissioner~~ state. The commissioner may not delegate the powers provided under section 16D.08 to any nongovernmental entity.

Sec. 32. **[16D.045] STAFF.**

Any collectors hired by the commissioner of revenue after June 30, 1998, to work for the Minnesota collection enterprise must be located in the Ely office.

Sec. 33. Minnesota Statutes 1996, section 16D.06, subdivision 2, is amended to read:

Subd. 2. **DISCLOSURE OF DATA.** Data received, collected, created, or maintained by the commissioner or the attorney general to collect debts are classified as private data on individuals under section 13.02, subdivision 12, or nonpublic data under sec-

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tion 13.02, subdivision 9. The commissioner or the attorney general may disclose not public data:

- (1) under section 13.05;
- (2) under court order;
- (3) under a statute specifically authorizing access to the not public data;
- (4) to provide notices required or permitted by statute;
- (5) to an agent of the commissioner or the attorney general, including a law enforcement person, attorney, or investigator acting for the commissioner or the attorney general in the investigation or prosecution of a criminal or civil proceeding relating to collection of a debt;
- (6) to report names of debtors, amount of debt, date of debt, and the agency to whom debt is owed to credit bureaus and ~~private collection agencies under contract with the commissioner;~~
- (7) when necessary to locate the debtor, locate the assets of the debtor, or to enforce or implement the collection of a debt, provided that the commissioner or the attorney general may disclose only the data that are necessary to enforce or implement collection of the debt; and
- (8) to the commissioner of revenue for tax administration purposes.

The commissioner and the attorney general may not disclose data that is not public to a private collection agency or other entity with whom the commissioner has contracted under section 16D.04, subdivision 4, unless disclosure is otherwise authorized by law.

Sec. 34. Minnesota Statutes 1996, section 16D.08, subdivision 2, is amended to read:

Subd. 2. **POWERS.** In addition to the collection remedies available to private collection agencies in this state, the commissioner, with legal assistance from the attorney general, may utilize any statutory authority granted to a referring agency for purposes of collecting debt owed to that referring agency. The commissioner may also delegate to the enterprise the tax collection remedies in sections 270.06, clauses (7) and (17), excluding the power to subpoena witnesses; 270.66; 270.69, excluding subdivisions 7 and 13; 270.70, excluding subdivision 14; 270.7001 to 270.72; and 290.92, subdivision 23, except that a continuous wage levy under section 290.92, subdivision 23, is only effective for 70 days, unless no competing wage garnishments, executions, or levies are served within the 70-day period, in which case a wage levy is continuous until a competing garnishment, execution, or levy is served in the second or a succeeding 70-day period, in which case a continuous wage levy is effective for the remainder of that period. A debtor who qualifies for cancellation of the collection ~~penalty costs~~ under section 16D.11, subdivision 3, clause (1), can apply to the commissioner for ~~reduction or release~~ of a continuous wage levy, if the debtor establishes that the debtor needs all or a portion of the wages being levied upon to pay for essential living expenses, such as food, clothing, shelter, medical care, or expenses necessary for maintaining employment. The commissioner's determination not to reduce or release a continuous wage levy is appealable to district court. The word "tax" or "taxes" when used in the tax collection statutes listed in this sub-

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division also means debts referred under this chapter. For debts other than state taxes or child support, before any of the tax collection remedies listed in this subdivision can be used, except for the remedies in section 270.06, clauses (7) and (17), if the referring agency has not already obtained a judgment or filed a lien, the commissioner must first obtain a judgment against the debtor.

Sec. 35. Minnesota Statutes 1996, section 16D.11, as amended by Laws 1997, chapter 187, article 3, section 3, is amended to read:

16D.11 COLLECTION PENALTY COSTS.

Subdivision 1. **IMPOSITION.** As determined by the commissioner of finance, a ~~penalty~~ collection costs shall be added to the debts referred to the commissioner or private collection agency for collection. ~~The penalty is~~ Collection costs are collectible by the commissioner or private agency from the debtor at the same time and in the same manner as the referred debt. The referring agency shall advise the debtor of the penalty collection costs under this section and the debtor's right to cancellation of the penalty collection costs under subdivision 3 at the time the agency sends notice to the debtor under section 16D.07. If the commissioner or private agency collects an amount less than the total due, the payment is applied proportionally to the penalty collection costs and the underlying debt unless the commissioner of finance has waived this requirement for certain categories of debt pursuant to the department's internal guidelines. Penalties ~~Collection costs~~ collected by the commissioner under this subdivision or retained under subdivision 6 shall be deposited in the general fund as nondedicated receipts. ~~Penalties~~ Collection costs collected by private agencies are appropriated to the referring agency to pay the collection fees charged by the private agency. ~~Penalty~~ Collections of collection costs in excess of collection agency fees must be deposited in the general fund as nondedicated receipts.

Subd. 2. **COMPUTATION.** ~~Beginning July 1, 1995,~~ At the time a debt is referred, the amount of the ~~penalty~~ collection costs is equal to 15 percent of the debt, or 25 percent of the debt remaining unpaid if the commissioner or private collection agency has to take enforced collection action by serving a summons and complaint on or entering judgment against the debtor, or by utilizing any of the remedies authorized under section 16D.08, subdivision 2, except for the remedies in sections 270.06, clause (7), and 270.66 or when referred by the commissioner for additional collection activity by a private collection agency. If, after referral of a debt to a private collection agency, the debtor requests cancellation of the ~~penalty~~ collection costs under subdivision 3, the debt must be returned to the commissioner for resolution of the request.

Subd. 3. **CANCELLATION.** ~~The penalty~~ Collection costs imposed under subdivision 1 shall be canceled and subtracted from the amount due if:

(1) the debtor's household income as defined in section 290A.03, subdivision 5, excluding the exemption subtractions in subdivision 3, paragraph (3) of that section, for the 12 months preceding the date of referral is less than twice the annual federal poverty guideline under United States Code, title 42, section 9902, subsection (2);

(2) within 60 days after the first contact with the debtor by the enterprise or collection agency, the debtor establishes reasonable cause for the failure to pay the debt prior to referral of the debt to the enterprise;

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(3) a good faith dispute as to the legitimacy or the amount of the debt is made, and payment is remitted or a payment agreement is entered into within 30 days after resolution of the dispute;

(4) good faith litigation occurs and the debtor's position is substantially justified, and if the debtor does not totally prevail, the debt is paid or a payment agreement is entered into within 30 days after the judgment becomes final and nonappealable; or

(5) ~~penalties~~ collection costs have been added by the referring agency and are included in the amount of the referred debt.

Subd. 4. **APPEAL.** Decisions of the commissioner denying an application to cancel the penalty collection costs under subdivision 3 are subject to the contested case procedure under chapter 14.

Subd. 5. **REFUND.** If a penalty is collection costs are collected and then canceled, the amount of the penalty collection costs shall be refunded to the debtor within 30 days. The amount necessary to pay the refunds is annually appropriated to the commissioner.

Subd. 6. **CHARGE TO REFERRING AGENCY.** If the penalty is collection costs are canceled under subdivision 3, an amount equal to the penalty is retained by the commissioner from the debt collected, and is accounted for and subject to the same provisions of this chapter as if the penalty had been collected from the debtor.

Subd. 7. **ADJUSTMENT OF RATE.** By June 1 of each year, the commissioner of finance shall determine the rate of the penalty collection costs for debts referred to the enterprise during the next fiscal year. The rate is a percentage of the debts in an amount that most nearly equals the costs of the enterprise necessary to process and collect referred debts under this chapter. In no event shall the rate of the penalty collection costs when a debt is first referred exceed three-fifths of the maximum penalty collection costs, and in no event shall the rate of the maximum penalty collection costs exceed 25 percent of the debt. Determination of the rate of the penalty collection costs under this section is not subject to the fee setting requirements of section 16A.1285.

Sec. 36. Minnesota Statutes 1996, section 16D.14, subdivision 2, is amended to read:

Subd. 2. **CONCILIATION COURT; CLAIMS FOR \$2,500 OR LESS.** (a) The commissioner or the attorney general may bring a conciliation court action where the cause of action arose or where the debtor resides. Before bringing a conciliation court action for a claim for \$2,500 or less under this section in any county other than where the debtor resides or where the cause of action arose, the commissioner or the attorney general shall send a form by first class mail to the debtor's last known address notifying the debtor of the intent to bring an action in Ramsey county. The commissioner or attorney general must enclose a form for the debtor to use to request that the action not be brought in Ramsey county and a self-addressed, postage paid envelope. The form must advise the debtor of the right to request that the action not be brought in Ramsey county and that the debtor has 30 days from the date of the form to make this request.

(b) If the debtor timely returns the form requesting the action not be brought in Ramsey county, the commissioner or attorney general may only file the action in the county of the debtor's residence, the county where the cause of action arose, or as provided by other law. The commissioner or attorney general shall notify the debtor of the

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action taken. If the debtor does not timely return the form, venue is as chosen by the commissioner or attorney general as authorized under this section.

(c) If a judgment is obtained in Ramsey county conciliation court when the form was sent by first class mail under this subdivision and the debtor reasonably demonstrates that the debtor did not reside at the address where the form was sent or that the debtor did not receive the form, the commissioner or the attorney general shall vacate the judgment without prejudice and return any funds collected as a result of enforcement of the judgment. Evidence of the debtor's correct address include, but are not limited to, a driver's license, homestead declaration, school registration, utility bills, or a lease or rental agreement.

Sec. 37. Minnesota Statutes 1996, section 16D.14, subdivision 3, is amended to read:

Subd. 3. CONCILIATION COURT CLAIMS EXCEEDING \$2,500. (a) The commissioner or the attorney general may bring a conciliation court action where the cause of action arose or where the debtor resides. In order to bring a conciliation court claim that exceeds \$2,500 under this section in a county other than where the debtor resides or where the cause of action arose, the commissioner or the attorney general shall serve with the conciliation court claim a change of venue form for the debtor to use to request that venue be changed and a self-addressed, postage paid return envelope. This form must advise the debtor that the form must be returned within 30 days of the date of service or venue will remain in Ramsey county.

(b) If the debtor timely returns the change of venue form requesting a change of venue, the commissioner or attorney general shall change the venue of the action to the county of the debtor's residence, the county where the cause of action arose, as provided by other law, or dismiss the action. The commissioner or attorney general must notify the debtor of the action taken. If the debtor does not timely return the form, venue is as chosen by the commissioner or attorney general as authorized under this section. The commissioner or the attorney general shall file the signed return receipt card or the proof of service with the court.

Sec. 38. Minnesota Statutes 1996, section 16D.14, subdivision 5, is amended to read:

Subd. 5. FEES. No court filing fees, docketing fees, or release of judgment fees, or any other fees or costs for court services may be assessed against the state for collection actions filed under this chapter by the state or a state agency seeking monetary relief in favor of the state.

Sec. 39. Minnesota Statutes 1996, section 16D.16, is amended to read:

16D.16 SETOFFS.

Subdivision 1. AUTHORIZATION. Unless prohibited by other law, the state agency utilizes a more specific setoff statute, or the state payments are subject to a more specific setoff statute, the commissioner or a state agency may automatically deduct the amount of a debt owed to the state from any state payment due to the debtor, except tax refunds, earned income tax credit, child care tax credit, prejudgment debts of \$5,000 or less, funds exempt under section 550.37, or funds owed an individual who receives. Tax refunds, earned income tax credit, child care credit, funds exempt under section 550.37,

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or funds owed to an individual who is receiving assistance under the provisions of chapter 256 are not subject to setoff under this chapter section. If a debtor has entered into a written payment plan with respect to payment of a specified debt, the right of setoff may not be used to satisfy that debt. Notwithstanding section 181.79, the state may deduct from the wages due or earned by a state employee to collect a debt, subject to the limitations in section 571.922.

Subd. 2. **NOTICE AND HEARING.** Before setoff, the commissioner or state agency shall mail written notice by certified mail to the debtor, addressed to the debtor's last known address, that the commissioner or state agency intends to set off a debt owed to the state by the debtor against future payments due the debtor from the state. For debts owed to the state that have not been reduced to judgment, if no opportunity to be heard or administrative appeal process or a hearing by an impartial decision maker on the validity or accuracy of the debt has yet been made available to the debtor to contest the validity or accuracy of the debt, before setoff for a prejudgment debt, the notice to the debtor must advise that the debtor has a right to make a written request for a contested case hearing on the validity of the debt or the right to setoff. The debtor has 30 days from the date of that notice to make a written request for a contested case hearing to contest the validity of the debt or the right to setoff. The debtor's request must state the debtor's reasons for contesting the debt or the right to setoff. If the commissioner or state agency desires to pursue the right to setoff following receipt of the debtor's request for a hearing, the commissioner or state agency shall schedule a contested case hearing within 30 days of the receipt of the request for the hearing. If the commissioner or state agency decides not to pursue the right to setoff, the debtor must be notified of that decision.

Sec. 40. [16D.17] ENFORCEMENT OF STATUTORY PENALTIES.

A state agency may enforce a final penalty order imposed for violations of state law in the same manner as a district court judgment if:

(1) notice and opportunity for a hearing on the penalty has been provided and the notice gives at least 30 days to request a hearing, unless the agency statute provides for a different timeline; and

(2) the notice or order of the penalty states that when the order becomes final, the agency may file and enforce the penalty as a judgment without further notice or additional proceedings.

The administrative order may be filed with a district court administrator along with an affidavit of identification and amount owed, and the court administrator shall enter and docket the administrative order as a civil judgment.

Sec. 41. Minnesota Statutes 1997 Supplement, section 16E.01, subdivision 3, is amended to read:

Subd. 3. **DUTIES.** The office shall:

(1) coordinate the efficient and effective use of available federal, state, local, and private resources to develop statewide information and communications technology and its infrastructure;

(2) review state agency and intergovernmental information and communications systems development efforts involving state or intergovernmental funding, provide in-

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formation to the legislature ~~in accordance with section 16A.11~~ regarding projects reviewed, and recommend projects for inclusion in the information technology governor's budget under section 16A.11;

(3) encourage cooperation and collaboration among state and local governments in developing intergovernmental communication and information systems, and define the structure and responsibilities of the information policy council;

(4) cooperate and collaborate with the legislative and judicial branches in the development of information and communications systems in those branches;

(5) continue the development of North Star, the state's official comprehensive on-line service and information initiative;

(6) promote and collaborate with the state's agencies in the state's transition to an effectively competitive telecommunications market;

(7) collaborate with entities carrying out education and lifelong learning initiatives to assist Minnesotans in developing technical literacy and obtaining access to ongoing learning resources;

(8) promote and coordinate public information access and network initiatives, consistent with chapter 13, to connect Minnesota's citizens and communities to each other, to their governments, and to the world;

(9) promote and coordinate electronic commerce initiatives to ensure that Minnesota businesses and citizens can successfully compete in the global economy;

(10) promote and coordinate the regular and periodic reinvestment in the core information and communications technology infrastructure so that state and local government agencies can effectively and efficiently serve their customers;

(11) facilitate the cooperative development of standards for information systems, electronic data practices and privacy, and electronic commerce among international, national, state, and local public and private organizations; and

(12) work with others to avoid unnecessary duplication of existing services or activities provided by other public and private organizations while building on the existing governmental, educational, business, health care, and economic development infrastructures.

Sec. 42. Minnesota Statutes 1997 Supplement, section 16E.03, subdivision 1, is amended to read:

Subdivision 1. **DEFINITIONS.** For the purposes of sections 16E.03 to 16E.05, the following terms have the meanings given them.

(a) "Information and communications technology activity project" means the development or acquisition of information and communications technology devices and systems, but does not include MNet or its contractors.

(b) "Data processing device or system" means equipment or computer programs, including computer hardware, firmware, software, and communication protocols, used in connection with the processing of information through electronic data processing means, and includes data communication devices used in connection with computer facilities for the transmission of data.

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(c) "State agency" means an agency in the executive branch of state government and includes the Minnesota higher education services office.

Sec. 43. Minnesota Statutes 1997 Supplement, section 16E.03, subdivision 3, is amended to read:

Subd. 3. **EVALUATION AND APPROVAL.** A state agency may not undertake an information and communications technology activity project until it has been evaluated according to the procedures developed under subdivision 4. The governor or governor's designee shall give written approval of the proposed activity project. If the proposed activity project is not approved, the commissioner of finance shall cancel the unencumbered balance of any appropriation allotted for the activity project. This subdivision does not apply to acquisitions or development of information and communications systems that have anticipated total cost of less than \$100,000. The Minnesota state colleges and universities shall submit for approval any activity project related to acquisitions or development of information and communications systems that has a total anticipated cost of more than \$250,000.

Sec. 44. Minnesota Statutes 1997 Supplement, section 16E.03, subdivision 4, is amended to read:

Subd. 4. **EVALUATION PROCEDURE.** The executive director shall establish and, as necessary, update and modify procedures to evaluate information and communications activities projects proposed by state agencies. The evaluation procedure must assess the necessity, design and plan for development, ability to meet user requirements, feasibility, and flexibility of the proposed data processing device or system, its relationship to other state data processing devices or systems, and its costs and benefits when considered by itself and when compared with other options.

Sec. 45. Minnesota Statutes 1997 Supplement, section 16E.03, subdivision 5, is amended to read:

Subd. 5. **REPORT TO LEGISLATURE.** The executive director shall submit to the legislature, in the information technology at the same time as the governor's budget required by section 16A.11, a concise narrative explanation of the activity any information and communication technology project that involves collaboration between state agencies and a request for any additional appropriation necessary to complete the activity an explanation of how the budget requests of the several agencies collaborating on the project relate to each other.

Sec. 46. Minnesota Statutes 1997 Supplement, section 16E.07, subdivision 3, is amended to read:

Subd. 3. **ACCESS TO DATA.** The legislature determines that the greatest possible access to certain government information and data is essential to allow citizens to participate fully in a democratic system of government. Certain information and data, including, but not limited to the following, must be provided free of charge or for a nominal cost associated with reproducing the information or data:

(1) directories of government services and institutions, including an electronic version of the guidebook to state agency services published by the commissioner of administration;

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(2) legislative and rulemaking information, including an electronic version of the State Register, public information newsletters, bill text and summaries, bill status information, rule status information, meeting schedules, and the text of statutes and rules;

(3) supreme court and court of appeals opinions and general judicial information;

(4) opinions of the attorney general;

(5) campaign finance and public disclosure board and election information;

(6) public budget information;

(7) local government documents, such as codes, ordinances, minutes, meeting schedules, and other notices in the public interest;

(8) official documents, releases, speeches, and other public information issued by government agencies; and

(9) the text of other government documents and publications that government agencies determine are important to public understanding of government activities.

Sec. 47. Minnesota Statutes 1996, section 17.03, subdivision 11, is amended to read:

Subd. 11. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 48. Minnesota Statutes 1996, section 43A.04, subdivision 1a, is amended to read:

Subd. 1a. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

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- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;
- (6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and
- (7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 49. Minnesota Statutes 1996, section 43A.17, subdivision 8, is amended to read:

Subd. 8. **ACCUMULATED VACATION LEAVE.** The commissioner of employee relations shall not agree to a collective bargaining agreement or recommend a compensation plan pursuant to section 43A.18, subdivisions 1, 2, 3, and 4, nor shall an arbitrator issue an award under sections 179A.01 to 179A.25, if the compensation plan, agreement, or award permits an employee to convert accumulated vacation leave into cash before separation from state service.

This section does not prohibit the commissioner from negotiating a collective bargaining agreement or recommending approval of a compensation plan which: (1) permits an employee to receive payment for accumulated vacation leave upon beginning an unpaid leave of absence approved for more than one year in duration if the leave of absence is not for the purpose of accepting an unclassified position in state civil service; or (2) permits an employee to receive payment for accumulated vacation leave upon layoff.

Sec. 50. Minnesota Statutes 1997 Supplement, section 43A.30, subdivision 5, is amended to read:

Subd. 5. **ADMINISTRATION.** The commissioner of employee relations may administer the employee insurance program. The commissioner may assess agencies, and employers of persons eligible for state-paid insurance and benefits under section 43A.24, the cost of these administrative services, including diagnostic and referral services provided by the employee assistance program under section 16B.39; and include it in the amounts billed for life insurance, hospital, medical, and dental benefits, and optional coverages authorized. Receipts from the assessments must be deposited in the state treasury and credited to a special account in the employee insurance trust fund and are appropriated to the commissioner to pay these administrative costs.

Sec. 51. Minnesota Statutes 1996, section 43A.317, subdivision 8, is amended to read:

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Subd. 8. **PREMIUMS.** (a) **PAYMENTS.** Employers enrolled in the program shall pay premiums according to terms established by the commissioner. If an employer fails to make the required payments, the commissioner may cancel coverage and pursue other civil remedies.

(b) **RATING METHOD.** The commissioner shall determine the premium rates and rating method for the program. The rating method for eligible small employers must meet or exceed the requirements of chapter 62L. The rating methods must recover in premiums all of the ongoing costs for state administration and for maintenance of a premium stability and claim fluctuation reserve. ~~Premiums must be established so as to recover and repay within five years after July 1, 1993, any direct appropriations received to provide start-up administrative costs. Premiums must be established so as to recover and repay within five years after July 1, 1993, any direct appropriations received to establish initial reserves. On June 30, 1999, after paying all necessary and reasonable expenses, the commissioner must apply up to \$2,075,000 of any remaining balance in the Minnesota employees' insurance trust fund to repayment of any amounts drawn or expended for this program from the health care access fund.~~

(c) **TAXES AND ASSESSMENTS.** To the extent that the program operates as a self-insured group, the premiums paid to the program are not subject to the premium taxes imposed by sections 60A.15 and 60A.198, but the program is subject to a Minnesota comprehensive health association assessment under section 62E.11.

Sec. 52. Minnesota Statutes 1996, section 45.012, is amended to read:

45.012 COMMISSIONER.

(a) The department of commerce is under the supervision and control of the commissioner of commerce. The commissioner is appointed by the governor in the manner provided by section 15.06.

(b) Data that is received by the commissioner or the commissioner's designee by virtue of membership or participation in an association, group, or organization that is not otherwise subject to chapter 13 is confidential or protected nonpublic data but may be shared with the department employees as the commissioner considers appropriate. The commissioner may release the data to any person, agency, or the public if the commissioner determines that the access will aid the law enforcement process, promote public health or safety, or dispel widespread rumor or unrest.

(c) It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

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(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 53. Minnesota Statutes 1996, section 84.027, subdivision 14, is amended to read:

Subd. 14. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 54. Minnesota Statutes 1996, section 116.03, subdivision 2a, is amended to read:

Subd. 2a. **MISSION; EFFICIENCY.** It is part of the agency's mission that within the agency's resources the commissioner and the members of the agency shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the agency as efficiently as possible;

(3) coordinate the agency's activities wherever appropriate with the activities of other governmental agencies;

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(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the agency required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the agency.

Sec. 55. Minnesota Statutes 1996, section 116J.011, is amended to read:

116J.011 MISSION.

The mission of the department of trade and economic development is to employ all of the available state government resources to facilitate an economic environment that produces net new job growth in excess of the national average and to increase nonresident and resident tourism revenues. It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 56. Minnesota Statutes 1997 Supplement, section 120.0111, is amended to read:

120.0111 MISSION STATEMENT.

The mission of public education in Minnesota, a system for lifelong learning, is to ensure individual academic achievement, an informed citizenry, and a highly productive

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work force. This system focuses on the learner, promotes and values diversity, provides participatory decision making, ensures accountability, models democratic principles, creates and sustains a climate for change, provides personalized learning environments, encourages learners to reach their maximum potential, and integrates and coordinates human services for learners. The public schools of this state shall serve the needs of the students by cooperating with the students' parents and legal guardians to develop the students' intellectual capabilities and lifework skills in a safe and positive environment. It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;
- (6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and
- (7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 57. Minnesota Statutes 1996, section 144.05, subdivision 2, is amended to read:

Subd. 2. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;
- (6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when ap-

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appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) ~~recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.~~

Sec. 58. Minnesota Statutes 1996, section 174.02, subdivision 1a, is amended to read:

Subd. 1a. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) ~~recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.~~

Sec. 59. Minnesota Statutes 1996, section 175.001, subdivision 6, is amended to read:

Subd. 6. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

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(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 60. Minnesota Statutes 1996, section 190.09, subdivision 2, is amended to read:

Subd. 2. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the adjutant general shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 61. Minnesota Statutes 1996, section 196.05, subdivision 2, is amended to read:

Subd. 2. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

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(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 62. Minnesota Statutes 1996, section 216A.07, subdivision 6, is amended to read:

Subd. 6. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 63. Minnesota Statutes 1997 Supplement, section 241.01, subdivision 3b, is amended to read:

Subd. 3b. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve service to the public, increase public access to information about government, and increase public participation in the business of government;

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(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under sections 15.91 and 241.015 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under sections 15.91 and 241.015, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 64. Minnesota Statutes 1997 Supplement, section 245.03, subdivision 2, is amended to read:

Subd. 2. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible, including the authority to consolidate different nonentitlement grant programs, having similar functions or serving similar populations, as may be determined by the commissioner, while protecting the original purposes of the programs. Nonentitlement grant funds consolidated by the commissioner shall be reflected in the department's biennial budget. With approval of the commissioner, vendors who are eligible for funding from any of the commissioner's granting authority under section 256.01, subdivision 2, paragraph (1), clause (f), may submit a single application for a grant agreement including multiple awards;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 65. Minnesota Statutes 1996, section 268.0122, subdivision 6, is amended to read:

Subd. 6. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

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- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;
- (6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and
- (7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 66. Minnesota Statutes 1996, section 270.02, subdivision 3a, is amended to read:

Subd. 3a. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;
- (6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and
- (7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 67. Minnesota Statutes 1997 Supplement, section 270.063, subdivision 1, is amended to read:

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Subdivision 1. **APPROPRIATION.** For the purpose of collecting delinquent state tax liabilities or debts as defined in section 16D.02, subdivision 3, there is appropriated to the commissioner of revenue an amount representing the cost of collection by contract with collection agencies, revenue departments of other states, or attorneys to enable the commissioner to reimburse these agencies, departments, or attorneys for this service. The commissioner shall report quarterly on the status of this program to the chair of the house tax and appropriation committees and senate tax and finance committees.

Sec. 68. Minnesota Statutes 1996, section 299A.01, subdivision 1a, is amended to read:

Subd. 1a. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

- (1) prevent the waste or unnecessary spending of public money;
- (2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;
- (3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;
- (4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;
- (5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;
- (6) ~~include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and~~
- (7) ~~recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.~~

Sec. 69. [325G.52] **CONSUMER EDUCATION; TELEMARKETING FRAUD.**

Subdivision 1. **ESTABLISHMENT.** The attorney general shall establish an outreach advocacy network to educate citizens of the state with respect to telemarketing fraud.

Subd. 2. **DUTIES.** The advocacy network shall:

- (1) conduct clinics and seminars throughout the state to educate consumers with respect to telemarketing fraud, including providing an explanation of rights under federal and state law, and recommending effective strategies to combat fraud, with particular emphasis placed on educating consumers in greater Minnesota and isolated areas of the state where victims may be targeted;
- (2) facilitate outreach to groups particularly susceptible to telemarketing fraud by training advocates for senior citizens and other consumer groups to conduct clinics and seminars in their communities;

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(3) prepare and publish informational brochures on telemarketing fraud for distribution to consumers;

(4) serve as an information clearinghouse within the state to assist consumers and others to obtain information with respect to current fraudulent telemarketing activity in the state;

(5) serve as a resource and provide assistance to local prosecutors and law enforcement; and

(6) identify those occupations in which persons may be in a good position to spot telemarketing fraud, and develop specialized training programs for those persons.

Sec. 70. Minnesota Statutes 1996, section 349A.06, is amended by adding a subdivision to read:

Subd. 12. RETAILER BONUS. The director may adopt a plan whereby eligible lottery retailers will receive a bonus payment, in addition to commissions or incentives earned for the sale of lottery tickets, if total lottery sales for a fiscal year increase when compared to the total lottery sales for the previous fiscal year. The bonus payment shall be no more than ten percent of any increase in total lottery sale, which shall be paid to active lottery retailers at the end of a fiscal year on the basis of each lottery retailer's market share.

Sec. 71. Minnesota Statutes 1996, section 349A.10, subdivision 3, is amended to read:

Subd. 3. **LOTTERY OPERATIONS.** (a) The director shall establish a lottery operations account in the lottery fund. The director shall pay all costs of operating the lottery, including payroll costs or amounts transferred to the state treasury for payroll costs, but not including lottery prizes, from the lottery operating account. The director shall credit to the lottery operations account amounts sufficient to pay the operating costs of the lottery.

(b) ~~The director may not credit in fiscal year 1993 amounts to the lottery operations account which when totaled exceed 14.5 percent of gross revenue to the lottery fund. Except as provided in paragraph (e), the director may not credit in any fiscal year thereafter amounts to the lottery operations account which when totaled exceed 15 percent of gross revenue to the lottery fund in that fiscal year. In computing total amounts credited to the lottery operations account under this paragraph the director shall disregard amounts transferred to or retained by lottery retailers as sales commissions or other compensation.~~

(c) The director of the lottery may not expend after July 1, 1991, more than 2-3/4 percent of gross revenues in a fiscal year for contracts for the preparation, publication, and placement of advertising.

(d) Except as the director determines, the lottery is not subject to chapter 16A relating to budgeting, payroll, and the purchase of goods and services.

(e) In addition to the amounts credited to the lottery operations account under paragraph (b), the director is authorized, if necessary, to meet the current obligations of the lottery and to credit up to 25 percent of an amount equal to the average annual amount which was authorized to be credited to the lottery operations account for the previous three fiscal years but was not needed to meet the obligations of the lottery.

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Sec. 72. Minnesota Statutes 1996, section 349A.11, is amended to read:

349A.11 CONFLICT OF INTEREST.

Subdivision 1. LOTTERY TICKET; RETAILER. (a) The director, an employee of the lottery, a member of the immediate family of the director or employee residing in the same household may not:

- (1) purchase a lottery ticket; or
- (2) have any personal pecuniary interest in any vendor holding a lottery procurement contract, or in any lottery retailer; or
- (3) receive any gift, gratuity, or other thing of value, excluding food or beverage, from any lottery vendor or lottery retailer, or person applying to be a retailer or vendor, in excess of \$100 in any calendar year.

Subd. 2. GIFTS. The director or an employee of the lottery in the unclassified service may not accept a gift the acceptance of which by an official would be prohibited by section 10A.071.

Subd. 3. PENALTY. (b) A violation of ~~paragraph (a) subdivision 1, clause (1), is a misdemeanor. A violation of paragraph (a) subdivision 1, clause (2), is a gross misdemeanor. A violation of paragraph (a) subdivision 1, clause (3), is a misdemeanor unless the gift, gratuity, or other item of value received has a value in excess of \$500, in which case a violation is a gross misdemeanor.~~

Subd. 4. FUTURE EMPLOYMENT. (c) ~~The director or an unclassified employee of the lottery may not, within one year two years of terminating employment with the lottery, accept employment with, act as an agent or attorney for, or otherwise represent any person, corporation, or entity that had any lottery procurement contract or bid for a lottery procurement contract with before the lottery within a period of two years prior to the termination of their employment. A violation of this paragraph is a misdemeanor.~~

Sec. 73. [349A.16] LOTTERY RETAILER COMMISSIONS.

The director of the state lottery shall: (1) increase commissions paid to lottery retailers in effect on January 1, 1998, by one-half percent on the price of each ticket sold by each retailer; and (2) provide that each lottery retailer receive a commission of at least one percent on the amount of each winning ticket cashed by that retailer. The director of the state lottery shall periodically review lottery ticket sales and make such adjustments to lottery retailer commission rates as are deemed necessary to maintain appropriate return to the state.

Sec. 74. Minnesota Statutes 1996, section 352D.12, is amended to read:

352D.12 TRANSFER OF PRIOR SERVICE CONTRIBUTIONS.

(a) An employee who is a participant in the unclassified program and who has prior service credit in a covered plan under chapters 3A, 352, 352C, 353, 354, 354A, and 422A may, within the time limits specified in this section, elect to transfer to the unclassified program prior service contributions to one or more of those plans. Participants with six or more years of prior service credit in a plan governed by chapter 3A or 352C on July 1, 1998, may not transfer prior service contributions. Participants with less than six years of

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prior service credit in a plan governed by chapter 3A or 352C on July 1, 1998, must be contributing to the unclassified plan on or after January 5, 1999, in order to transfer prior contributions.

(b) For participants with prior service credit in a plan governed by chapter 352, 353, 354, 354A, or 422A, "prior service contributions" means the accumulated employee and equal employer contributions with interest at an annual rate of 8.5 percent compounded annually, based on fiscal year balances. For participants with less than six years of service credit as of July 1, 1998, and with prior service credit in a plan governed by chapter 3A or 352C, "prior service contributions" means twice the amount of the accumulated member contributions plus annual compound interest at the rate of 8.5 percent, computed on fiscal year balances.

(c) If a participant has taken a refund from a fund retirement plan listed in this section, the participant may repay the refund to that fund plan, notwithstanding any restrictions on repayment to that fund plan, plus 8.5 percent interest compounded annually and have the accumulated employee and equal employer contributions transferred to the unclassified program with interest at an annual rate of 8.5 percent compounded annually based on fiscal year balances. If a person repays a refund and subsequently elects to have the money transferred to the unclassified program, the repayment amount, including interest, is added to the fiscal year balance in the year which the repayment was made.

(d) A participant electing to transfer prior service contributions credited to a retirement plan governed by chapter 352, 353, 354, 354A, or 422A as provided under this section must complete the application for the transfer and repay any refund within one year of July 4, 1985 or the commencement of the employee's participation in the unclassified program, whichever is later. A participant electing to transfer prior service contributions credited to a retirement plan governed by chapter 3A or 352C as provided under this section must complete the application for the transfer and repay any refund between January 5, 1999, and June 1, 1999, if the employee commenced participation in the unclassified program before January 5, 1999, or within one year of the commencement of the employee's participation in the unclassified program if the employee commenced participation in the unclassified program after January 4, 1999.

Sec. 75. Minnesota Statutes 1997 Supplement, section 357.021, subdivision 1a, is amended to read:

Subd. 1a. (a) Every person, including the state of Minnesota and all bodies politic and corporate, who shall transact any business in the district court, shall pay to the court administrator of said court the sundry fees prescribed in subdivision 2. Except as provided in paragraph (d), the court administrator shall transmit the fees monthly to the state treasurer for deposit in the state treasury and credit to the general fund.

(b) In a county which has a screener-collector position, fees paid by a county pursuant to this subdivision shall be transmitted monthly to the county treasurer, who shall apply the fees first to reimburse the county for the amount of the salary paid for the screener-collector position. The balance of the fees collected shall then be forwarded to the state treasurer for deposit in the state treasury and credited to the general fund. In a county in the eighth judicial district which has a screener-collector position, the fees paid by a county shall be transmitted monthly to the state treasurer for deposit in the state treasury and credited to the general fund. A screener-collector position for purposes of this

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paragraph is an employee whose function is to increase the collection of fines and to review the incomes of potential clients of the public defender, in order to verify eligibility for that service.

(c) No fee is required under this section from the public authority or the party the public authority represents in an action for:

(1) child support enforcement or modification, medical assistance enforcement, or establishment of parentage in the district court, or child or medical support enforcement conducted by an administrative law judge in an administrative hearing under section 518.5511;

(2) civil commitment under chapter 253B;

(3) the appointment of a public conservator or public guardian or any other action under chapters 252A and 525;

(4) wrongfully obtaining public assistance under section 256.98 or 256D.07, or recovery of overpayments of public assistance;

(5) court relief under chapter 260;

(6) forfeiture of property under sections 169.1217 and 609.531 to 609.5317;

(7) recovery of amounts issued by political subdivisions or public institutions under sections 246.52, 252.27, 256.045, 256.25, 256.87, 256B.042, 256B.14, 256B.15, 256B.37, and 260.251, or other sections referring to other forms of public assistance; or

(8) restitution under section 611A.04; or

(9) actions seeking monetary relief in favor of the state pursuant to section 16D.14, subdivision 5.

(d) The fees collected for child support modifications under subdivision 2, clause (13), must be transmitted to the county treasurer for deposit in the county general fund. The fees must be used by the county to pay for child support enforcement efforts by county attorneys.

Sec. 76. Minnesota Statutes 1996, section 357.022, is amended to read:

357.022 CONCILIATION COURT FEE.

The court administrator in every county shall charge and collect a filing fee of \$15 where the amount demanded is less than \$2,000 and \$25 where the amount demanded is \$2,000 or more from every plaintiff and from every defendant when the first paper for that party is filed in any conciliation court action. This section does not apply to conciliation court actions filed by the state. The court administrator shall transmit the fees monthly to the state treasurer for deposit in the state treasury and credit to the general fund.

Sec. 77. Minnesota Statutes 1996, section 363.05, subdivision 3, is amended to read:

Subd. 3. **MISSION; EFFICIENCY.** It is part of the department's mission that within the department's resources the commissioner shall endeavor to:

(1) prevent the waste or unnecessary spending of public money;

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(2) use innovative fiscal and human resource practices to manage the state's resources and operate the department as efficiently as possible;

(3) coordinate the department's activities wherever appropriate with the activities of other governmental agencies;

(4) use technology where appropriate to increase agency productivity, improve customer service, increase public access to information about government, and increase public participation in the business of government;

(5) utilize constructive and cooperative labor-management practices to the extent otherwise required by chapters 43A and 179A;

(6) include specific objectives in report to the legislature on the performance report required under section 15.91 to increase the efficiency of agency operations, when appropriate and the accomplishment of agency goals in the agency's biennial budget according to section 16A.10, subdivision 1; and

(7) recommend to the legislature, in the performance report of the department required under section 15.91, appropriate changes in law necessary to carry out the mission and improve the performance of the department.

Sec. 78. Minnesota Statutes 1997 Supplement, section 394.232, subdivision 5, is amended to read:

Subd. 5. **REVIEW AND COMMENT.** (a) The county or joint planning district shall submit its community-based comprehensive plan to the office of strategic and long-range planning for review of the extent to which the plan promotes local citizen participation, promotes cooperation among adjacent communities, and demonstrates consideration of the community-based planning goals in section 4A.08. The plan is deemed approved 60 days after submittal to the office, unless the office disagrees with the plan as provided in paragraph (e) The office has 60 days after submittal to comment on the plan.

(b) The office may not disapprove a community-based comprehensive plan if the office determines that the plan meets the requirements of this section promotes local citizen participation, promotes cooperation among adjacent communities, and demonstrates consideration of the community-based planning goals in section 4A.08.

(c) If the office disagrees with a community-based comprehensive plan or any elements of the plan, the office shall notify the county or district in writing of the plan deficiencies and suggested changes how the plan specifically fails to address the goals of community-based planning. Upon receipt of the office's written comments, the county or district has 60 120 days to revise the community-based comprehensive plan and re-submit it to the office for reconsideration.

(d) If the county or district refuses to revise the plan or the office disagrees with the revised plan, the office shall within 60 days notify the county or district that it wishes to initiate the dispute resolution process in chapter 572A.

(e) Within 30 60 days of notice from the office, the county or joint planning district shall notify the office of its intent to enter the dispute resolution process. If the county or district refuses to enter the dispute resolution process, the county or district shall refund any state grant received for is ineligible for any future grant disbursements related to community-based planning activities through the office.

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(f) Priority for other state grants, loans, and other discretionary spending must not be given to local units of government based on their participation in community-based planning.

Sec. 79. Minnesota Statutes 1996, section 469.177, subdivision 11, is amended to read:

Subd. 11. **DEDUCTION FOR ENFORCEMENT COSTS; APPROPRIATION.** (a) The county treasurer shall deduct an amount equal to ~~0.1~~ 0.25 percent of any increment distributed to an authority or municipality. The county treasurer shall pay the amount deducted to the state treasurer for deposit in the state general fund.

(b) The amounts deducted and paid under paragraph (a) are appropriated to the state auditor for the cost of (1) the financial reporting of tax increment financing information and (2) the cost of examining and auditing of authorities' use of tax increment financing as provided under section 469.1771, subdivision 1. Notwithstanding section 16A.28 or any other law to the contrary, this appropriation does not cancel and remains available until spent.

Sec. 80. SETTLEMENT DIVISION; TRANSFER OF JUDGES.

The office of administrative hearings shall establish a settlement division. The workers' compensation judges at the department of labor and industry, together with their support staff, offices, furnishings, equipment, and supplies, are transferred to the settlement division of the office of administrative hearings. Minnesota Statutes, section 15.039, applies to the transfer of employees. The settlement division of the office of administrative hearings shall maintain offices in the cities of St. Paul, Duluth, and Detroit Lakes. The office of a judge in the settlement division of the office of administrative hearings and the support staff of the judge may be located in a building that contains offices of the department of labor and industry. The seniority of a workers' compensation judge at the office of administrative hearings, after the transfer, shall be based on the total length of service as a judge at either agency. For purposes of the commissioner's plan under Minnesota Statutes, section 43A.18, subdivision 2, all compensation judges at the office of administrative hearings shall be considered to be in the same employment condition, the same organizational unit and qualified for work in either division.

Sec. 81. TRANSFER.

Subdivision 1: DUTIES AFFECTED. (a) The powers and duties assigned to the workers' compensation judges at the department of labor and industry on July 1, 1997, are transferred from the commissioner of labor and industry to the chief administrative law judge in the office of administrative hearings. The chief administrative law judge may assign the transferred powers and duties to the workers' compensation judges in the settlement division of the office of administrative hearings. These powers and duties include the following:

- (1) the authority to conduct settlement conferences and issue summary decisions;
- (2) the authority to approve settlement agreements and issue orders on agreements;
- (3) the authority to conduct administrative discontinuance conferences, make determinations and issue orders regarding the discontinuance disputes;

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(4) the authority to issue orders on motions and conduct special term evidentiary hearings related to the motions;

(5) the authority to approve attorney fees and award taxable costs;

(6) the authority to make allocations of dependency benefits;

(7) the authority to issue temporary orders;

(8) the authority to make an award regarding the remodeling of the residence of a handicapped employee;

(9) the authority to conduct administrative conferences, make determinations and issue orders regarding medical disputes except where the amount in dispute is \$1,500 or less;

(10) the authority to conduct administrative conferences; and

(11) the authority to conduct administrative conferences, make determinations and issue orders regarding any medical or rehabilitation dispute where the commissioner of the department of labor and industry determines that the issues involved should be determined by a judge.

The other powers and duties of the commissioner of labor and industry are unchanged by this section.

(b) The transfer of the power and duty to conduct settlement conferences and approve settlement agreements does not affect the ability of the commissioner of the department of labor and industry to provide voluntary mediation services and approve mediation agreements. The powers and duties assigned to the customer assistance teams on July 1, 1997, shall remain at the department of labor and industry. These powers shall include:

(1) the authority to conduct voluntary mediation sessions;

(2) the authority to review mediation agreements and issue mediation awards;

(3) the authority to conduct administrative conferences, make determinations, and issue orders regarding rehabilitation services and plans;

(4) the authority to conduct administrative conferences, make determinations, and issue orders regarding medical disputes when the amount in dispute is \$1,500 or less; and

(5) the authority to award interest in any matter decided by the commissioner.

Subd. 2. REFERRAL. Within ten days of filing, the commissioner shall refer all claim petitions and petitions for temporary orders, statements of attorney fees, objections to penalty assessments, and any other formal petitions or related filings, to the settlement division of the office of administrative hearings for review by a compensation judge, the compensation judge shall determine whether a settlement conference or other action is appropriate. Within ten days of filing, the commissioner shall refer all medical requests except where the amount in dispute is \$1,500 or less, to the settlement division of the office of administrative hearings for administrative conference.

Subd. 3. PROHIBITION. The commissioner of administration may not use authority in Minnesota Statutes, section 16B.37, nor may any other executive branch offi-

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cial use this or any other authority, to transfer powers, duties, work, or employees relating to workers compensation judges.

Subd. 4. EXPIRATION. Subdivisions 2 and 3 expire February 15, 1999.

Sec. 82. TRANSFER OF FUNDS.

The commissioner of finance shall, after consultation with the commissioner of the department of labor and industry and the chief administrative law judge, make the appropriate transfer of funds from the department of labor and industry to the office of administrative hearings. The funds transferred shall be sufficient to provide for the smooth operation of the settlement division and pay the salaries of all personnel transferred to the office of administrative hearings plus the salaries for any judge or support staff positions that were filled on October 1, 1997, but are vacant on the effective date of this act. The commissioner of finance shall report to the legislature if the appropriation for the department of labor and industry is insufficient following the transfer of funds. This section expires February 15, 1999.

Sec. 83. SMALL CLAIMS COURT TRANSFER.

The small claims court at the department of labor and industry is transferred to the office of administrative hearings.

Sec. 84. NO EFFECT ON CERTAIN AGREEMENTS.

Sections 80 to 83 do not abrogate or modify the terms of a memorandum of understanding entered into by the state and an exclusive representative of state employees affected by the transfer of duties in sections 80 to 83.

Sec. 85. PORTRAIT.

If a private donor provides or provides funds for a museum quality portrait of Rudy and Lola Perpich based on the portrait currently on display at the Minnesota historical society, the state must accept the gift. The commissioner of administration shall substitute the portrait of Rudy and Lola Perpich for the portrait of Governor Rudy Perpich that currently is displayed on the ground floor of the state capitol.

Sec. 86. LIVESTOCK INDUSTRY ENVIRONMENTAL STEERING COMMITTEE.

Subdivision 1. COMMITTEE. The environmental quality board shall establish the livestock industry environmental steering committee consisting of representatives of the livestock industry, environmental interests, and other stakeholders. The livestock environmental steering committee shall advise the environmental quality board on the scope and content of the generic environmental impact statement required in subdivision 2.

Compensation of members and reimbursement of their expenses is governed by Minnesota Statutes, section 15.059. The committee expires upon completion of the generic environmental impact statement required in subdivision 2 and presentation of the final report to the legislature.

Subd. 2. GENERIC ENVIRONMENTAL IMPACT STATEMENT. A generic environmental impact statement must be prepared under the direction of the environmen-

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tal quality board to examine the long-term effects of the livestock industry as it exists and as it is changing on the economy, environment, and way of life of Minnesota and its citizens. The study may address:

(1) the overall dimensions of animal agriculture in Minnesota, including species of livestock; an inventory of numbers, types, and locations of facilities; and the related support networks and economic activity involved in the life cycles of livestock;

(2) environmental issues associated with livestock production from growing feed to raising the animals to their shipment to their processing and sale to consumer; effects on air, groundwater, surface water, land, and other aspects of the environment both within and without the state examined and correlated to various management practices, facilities, and other variables affecting the environment;

(3) economic issues such as the various financial and ownership arrangements currently or potentially used in the industries, patterns of vertical integration, size, long-term sustainability of various forms of ownership and production methods, access to markets, current and anticipated financial trends, effects of governmental policies, and comparative economic impact of alternative means of production; and

(4) the roles of various units of government in regulation of various aspects of feedlot operation including federal, state, interstate bodies, counties, townships, soil conservation districts, watershed districts, and others with planning, zoning, or environmental responsibilities.

Subd. 3. EXPIRATION. This section expires on June 30, 2001.

Sec. 87. DEADLINE FOR COMPLIANCE.

The technology access standards required by section 27 must be developed by January 1, 1999, and a requirement for compliance with nonvisual access standards must be included in all contracts covered by that section entered into after December 31, 1998. Compliance with section 27 in regard to information and technology purchased before January 1, 1999, must be achieved at the time of procurement of an upgrade or replacement of the existing equipment or software.

Sec. 88. RULE EFFECTIVE DATE.

Rules adopted after February 28, 1998, under Minnesota Statutes, section 16B.165 or 216C.19, subdivision 8, or rules changing the Minnesota Uniform Mechanical Code, may not take effect before May 1, 1999.

Sec. 89. INSTRUCTION TO REVISOR.

The revisor of statutes shall change the term "settlement judge" to "compensation judge" wherever it appears in Minnesota Statutes and Minnesota Rules.

Sec. 90. REPEALER.

Minnesota Statutes 1996, section 3.971, subdivision 3; and Minnesota Statutes 1997 Supplement, sections 16A.11, subdivisions 3b and 3c; and 241.015, are repealed.

Sec. 91. EFFECTIVE DATE.

This act is effective the day following final enactment, except sections 17, 18, 25, 46, and 73 are effective July 1, 1998; sections 28 and 69 are effective January 4, 1999; and

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section 79 is effective for increments distributed to an authority or municipality after June 30, 1998.

Presented to the governor April 2, 1998

Signed by the governor April 6, 1998, 2:50 p.m.

CHAPTER 367—S.F.No. 3345

An act relating to crime prevention and judiciary finance; appropriating money for the judicial branch, public safety, corrections, criminal justice, crime prevention, and related purposes; prescribing, clarifying, and modifying penalties; modifying various fees, assessments, and surcharges; implementing, clarifying, and modifying certain criminal and juvenile provisions; providing for the collection, maintenance, and reporting of certain data; implementing, clarifying, and modifying conditions of conditional release; providing services for disasters; clarifying and modifying laws involving public defenders; conveying state land to the city of Faribault; establishing, clarifying, expanding, and making permanent various pilot programs, grant programs, task forces, working groups, reports, and studies; expanding, clarifying, and modifying the powers of the commissioner of corrections; amending Minnesota Statutes 1996, sections 3.739, subdivision 1; 12.09, by adding a subdivision; 13.99, by adding a subdivision; 152.021, as amended; 152.022, as amended; 152.0261, subdivision 2, and by adding a subdivision; 168.042, subdivisions 12 and 15; 169.121, subdivision 5a; 171.16, subdivision 3; 241.01, subdivision 7, and by adding a subdivision; 241.021, by adding a subdivision; 241.05; 242.32, subdivision 1; 243.05, subdivision 1; 243.166, subdivisions 1 and 5; 243.51, by adding a subdivision; 244.05, subdivision 7; 260.015, subdivision 21; 260.131, by adding a subdivision; 260.155, subdivision 1; 260.165, by adding a subdivision; 260.255; 260.315; 299A.61, by adding a subdivision; 299C.06; 299C.09; 299F.04, by adding a subdivision; 299M.01, subdivision 7; 299M.02; 299M.03, subdivisions 1 and 2; 299M.04; 299M.08; 299M.12; 357.021, by adding subdivisions; 390.11, subdivision 2; 401.02, by adding a subdivision; 488A.03, subdivision 11; 518B.01, subdivisions 3a, 5, 6, and by adding a subdivision; 588.01, subdivision 3; 588.20; 609.095; 609.11, subdivision 5; 609.184, subdivision 2; 609.185; 609.19, subdivision 1; 609.229, subdivisions 2, 3, and by adding a subdivision; 609.322, subdivisions 1, 1a, and by adding a subdivision; 609.3241; 609.341, subdivisions 11 and 12; 609.342, subdivision 1; 609.343, subdivision 1; 609.344, subdivision 1; 609.345, subdivision 1; 609.3451, subdivision 3; 609.3461, subdivisions 1 and 2; 609.347, subdivisions 1, 2, 3, 5, and 6; 609.348; 609.49, subdivision 1; 609.50, subdivision 2; 609.582; 609.66, subdivision 1e; 609.748, subdivisions 3 and 4; 609.749, subdivision 3; 609A.03, subdivision 2; 611.14; 611.20, subdivisions 3, 4, and 5; 611.26, subdivisions 2, 3, and 3a; 611.263; 611.27, subdivisions 1 and 7; 617.23; 629.34, subdivision 1; 631.045; and 634.20; Minnesota Statutes 1997 Supplement, sections 97A.065, subdivision 2; 152.023, subdivision 2; 168.042, subdivision 11a; 171.29, subdivision 2; 241.015; 241.277, subdivisions 6, 9, and by adding a subdivision; 242.192; 242.32, subdivision 4; 243.166, subdivision 4; 243.51, subdivisions 1 and 3; 244.19, by adding a subdivision; 260.015, subdivisions 2a and 29; 260.161, subdivision 2; 260.165, subdivision 1; 357.021, subdivision 2; 401.01, subdivision 2; 401.13; 504.181, subdivision 1; 518.179, subdivision 2; 518B.01, subdivision 14; 609.101, subdivision 5; 609.11, subdivision 9; 609.113, subdivision 3; 609.135, subdivision 1; 609.2244, subdivisions 1 and 4; 609.52, subdivision 3; 609.749, subdivision 2; 611.25, subdivision 3; and 631.52, subdivision 2; Laws 1996, chapter 365, section 3; Laws 1997, chapter 239, article 1, sections 7, subdivision 8; and 12, subdivisions 2, 3, and 4; article 3, section 26; article 4, section 15; article 10, sections 1 and 19; proposing coding for new law in Minnesota Statutes, chapters 152; 169; 241; 244; 245A; 260; 299C; 401; 604; 609; 611A; 626; and 629; repealing Minnesota Statutes 1996, sections 260.261; 299M.05; 299M.11, subdivision 3;

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