

administration upon the request of the board shall sell or otherwise dispose of said property in the manner provided by law for the sale or disposition of other state property by the commissioner of administration.

Sec. 2. **REPEALER.**

Minnesota Statutes 2000, section 198.161, is repealed.

Presented to the governor May 2, 2001

Signed by the governor May 4, 2001, 10:48 a.m.

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**CHAPTER 76—H.F.No. 489**

*An act relating to commerce; providing for the procurement of surety bonds; proposing coding for new law in Minnesota Statutes, chapter 574.*

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

**Section 1. [574.39] SURETY BONDS; PUBLIC ENTITIES.**

The state or a county, town, home rule charter or statutory city, school district, or other municipal corporation or political subdivision of this state shall not require a contractor to procure a surety bond from a particular insurance or surety company, agent, or broker on a public improvement which is or has been competitively bid or negotiated. Nothing in this section prohibits a public entity from requiring customized features in its surety bond coverage as considered appropriate and necessary by the public entity or from requiring that the insurer issuing the bond have a minimum financial rating as specified by the public entity.

Presented to the governor May 3, 2001

Signed by the governor May 7, 2001, 10:31 a.m.

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**CHAPTER 77—S.F.No. 1611**

*An act relating to vocational rehabilitation; making technical changes; modifying procedures for grants to rehabilitation facilities; amending Minnesota Statutes 2000, sections 268A.06, subdivision 1; and 268A.08; repealing Minnesota Statutes 2000, section 268A.06, subdivision 3.*

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

Section 1. Minnesota Statutes 2000, section 268A.06, subdivision 1, is amended to read:

Subdivision 1. **APPLICATION.** Any city, town, county, nonprofit corporation, state regional treatment center, or any combination thereof, may apply to the

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

commissioner for assistance in establishing or operating a community rehabilitation facility. Application for assistance shall be on forms prescribed by the commissioner. Each applicant shall annually submit to the commissioner its plan and budget for the next fiscal year. No applicant shall be eligible for a grant hereunder unless its plan and budget have been approved by the commissioner.

Sec. 2. Minnesota Statutes 2000, section 268A.08, is amended to read:

**268A.08 REHABILITATION FACILITY BOARDS.**

Subdivision 1. **APPOINTMENT; MEMBERSHIP.** Every city, town, county, nonprofit corporation, or combination thereof establishing a rehabilitation facility shall appoint a rehabilitation facility board of no fewer than nine members before becoming eligible for the assistance provided by sections 268A.06 to 268A.15. When any city, town, or county singly establishes such a rehabilitation facility, the board shall be appointed by the chief executive officer of the city or the chair of the governing board of the county or town. When any combination of cities, towns, counties, or nonprofit corporations establishes a rehabilitation facility, the chief executive officers of the cities, nonprofit corporations and the chairs of the governing bodies of the counties or towns shall appoint the board. If a nonprofit corporation singly establishes a rehabilitation facility, the corporation shall appoint the board of directors. Membership on a board shall be representative of the community served and shall include a person with a disability. One-third to one-half of the board shall be representative of industry or business. The remaining members should be representative of lay associations for persons with a disability, labor, the general public, and education, welfare, medical, and health professions. Nothing in sections 268A.06 to 268A.15 shall be construed to preclude the appointment of elected or appointed public officials or members of the board of directors of the sponsoring nonprofit corporation to the board, so long as representation described above is preserved. If a state regional treatment center establishes an extended employment program, the chief executive officer of the state regional treatment center shall perform the functions of the rehabilitation facility board as prescribed in subdivision 2. The regional treatment center is not required to establish a separate governing body as a board. The state regional treatment center shall establish an advisory committee following the membership representation requirements of this subdivision. If a county establishes an extended employment program and manages the program with county employees, the governing board shall be the county board of commissioners and other provisions of this chapter pertaining to membership on the governing board do not apply.

Subd. 2. **DUTIES.** Subject to the provisions of sections 268A.06 to 268A.15 and the rules of the department, each rehabilitation facility board shall:

(a) review and evaluate the need for extended employment programs offered by the rehabilitation facility provided pursuant to sections 268A.06 to 268A.15 and report thereon to the commissioner and, when indicated, the public, together with recommendations for additional extended employment programs;

(b) recruit and promote local financial support for extended employment programs from private sources such as community chests United Ways, business,

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industrial and private foundations, voluntary agencies and other lawful sources and promote public support for municipal and county appropriations;

(c) promote, arrange, and implement working agreements with other educational and social service agencies both public and private and any other allied agencies; and

(d) advise the commissioner on the adoption and implementation of policies to stimulate effective community relations;

(e) review the annual plan and budget and make recommendations thereon;

(f) when an extended employment program offered by the rehabilitation facility is certified, act as the administrator of the rehabilitation facility and its subprograms for purposes of this chapter.

**Sec. 3. GRANT PROCEDURE CHANGE.**

Funds appropriated before the effective date of this section to the commissioner of economic security for increases in grants under Minnesota Statutes, section 268A.06, subdivision 3, must be used to increase rates paid to community rehabilitation facility programs funded under the authority of Minnesota Statutes, section 268A.15, subdivision 3.

**Sec. 4. REPEALER.**

Minnesota Statutes 2000, section 268A.06, subdivision 3, is repealed.

**Sec. 5. EFFECTIVE DATE.**

Sections 3 and 4 are effective the day following final enactment.

Presented to the governor May 8, 2001

Signed by the governor May 10, 2001, 2:49 p.m.

**CHAPTER 78—S.F.No. 1999**

*An act relating to courts; amending and deleting obsolete references to the judicial system; clarifying warrant issuance and service; amending Minnesota Statutes 2000, sections 609.103; 626.11; 626.13; repealing Minnesota Statutes 2000, sections 260.022; 260.023; 260.024; 260.025; and 260B.193, subdivision 3; Laws 1997, chapter 239, article 3, section 23.*

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

Section 1. Minnesota Statutes 2000, section 609.103, is amended to read:

**609.103 PAYMENT BY CREDIT CARD.**

The court may permit the defendant to pay any fine, assessment, surcharge, attorney reimbursement obligation, or restitution obligation by credit card. The discount fees assessed by the credit card company shall be borne by the county, except

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