

of the commissioner of human services or the commissioner of corrections as to the institutions under their respective control, the superintendent or chief executive officer of an institution may pay out of the current expense appropriation of the institution to an employee of the institution the amount of any property damage sustained by the employee, not in excess of \$250 ~~\$500~~, because of action of a patient or inmate of the institution.

Presented to the governor May 31, 2005

Signed by the governor June 3, 2005, 11:15 a.m.

### CHAPTER 129—H.F.No. 2192

*An act relating to adoption; providing for data collection and best practice guidelines for conducting postadoption services; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 259.*

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

#### Section 1. [259.88] DATA AND BEST PRACTICES.

Subdivision 1. **REQUIRED DATA FOR POSTADOPTION SEARCH SERVICES.** (a) The commissioner of human services must collect data from all adoption agencies for six months in order to establish benchmarks to evaluate postadoption search services. The data must include:

- (1) the percentage of requests resulting in successful location of the other party;
- (2) the percentage of requests resulting in successful completion of the commissioner's designated form for family medical and social history;
- (3) the time from request for search to completion of search; and
- (4) the number and type of efforts used to complete the search.

(b) Agencies must provide the number of search requests received during the six-month period prior to the effective date of this section to the commissioner of human services.

(c) The data must be used to establish reasonable efforts in developing the best practices under subdivision 2.

Subd. 2. **BEST PRACTICES.** The commissioner of human services, in consultation with the commissioner of health, must develop best practice guidelines for conducting postadoption services.

#### Sec. 2. **REPORT.**

The commissioner must report to the legislature by February 1, 2006. The report must include an assessment of the data gathered under section 1, subdivision 1, and the

New language is indicated by underline, deletions by strikeout.

best practices guidelines developed under section 1, subdivision 2.

**Sec. 3. EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Presented to the governor May 31, 2005

Signed by the governor June 1, 2005, 3:33 p.m.

---

**CHAPTER 130—H.F.No. 423**

*An act relating to health; exempting hot tubs on rental houseboats from regulation as public pools; amending Minnesota Statutes 2004, section 144.1222, by adding a subdivision.*

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

Section 1. Minnesota Statutes 2004, section 144.1222, is amended by adding a subdivision to read:

Subd. 2d. HOT TUBS ON RENTAL HOUSEBOATS. (a) A hot water pool intended for seated recreational use, including a hot tub or whirlpool, that is located on a houseboat that is rented to the public is not a public pool and is exempt from the requirements for public pools under Minnesota Rules, chapter 4717.

(b) A hot water pool under this subdivision must be conspicuously posted with the following notice to renters:

**“NOTICE**

This spa is exempt from state and local sanitary requirements that prevent disease transmission.

**USE AT YOUR OWN RISK**

This notice is required under Minnesota Statutes, section 144.1222, subdivision 2d.”

**EFFECTIVE DATE.** This section is effective the day following final enactment.

Presented to the governor May 31, 2005

Signed by the governor June 1, 2005, 3:35 p.m.

---

**CHAPTER 131—S.F.No. 664**

*An act relating to alcoholic beverages; modifying brewpub regulations; regulating wine*

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