
CHAPTER 410—H.F.No.1040

[Coded in Part]

An act relating to finance; deleting obsolete provisions; changing and clarifying cross-references; authorizing commissioner of finance to transfer money to revolving funds in certain cases; transferring air travel account from commissioner of administration to commissioner of finance; codifying certain provisions formerly in session laws; appropriating money; amending Minnesota Statutes 1976, Sections 12.24, Subdivision 2; 15.50, Subdivision 5; 16.172; 16.80, Subdivision 1; 16A.126; 16A.17, Subdivision 9; 18.69; 43.43, Subdivision 2; 121.48, Subdivision 2; 124.212, Subdivision 19; 136.11, Subdivision 5; 136.144; 136.37; 136.55, Subdivision 2; and Chapters 16A, by adding sections; and 243, by adding a section; repealing Minnesota Statutes 1976, Sections 16.02, Subdivision 21; 16.026, Subdivision 5; and 16A.05; and Laws 1945, Chapter 575, Sections 19 and 21.

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

Section 1. Minnesota Statutes 1976, Section 12.24, Subdivision 2, is amended to read:

Subd. 2. **FINANCE; CORRECTION BILL.** Where the governor or his duly authorized representative deems it necessary to send an employee of the division of emergency services or any other person, whether or not that person is a state employee, to any school, training or indoctrination program, or place for training or indoctrination in matter legitimately connected with civil defense, or where he deems it necessary to send any person, whether or not a state employee, to any place in this or another state for any purpose connected with civil defense, he may authorize the payment of travel expenses and reasonable subsistence for the period of time during which he is required to remain at the place to which he has been sent. These payments shall be made from money appropriated to the department. Upon the certification by the governor or his duly authorized representative of the purpose and amount of any such payment, the commissioner of finance shall draw his warrant upon the state treasurer, and the latter shall pay the amount so certified. The stipulations in this section are subject to the provisions of ~~chapter 16~~ section 43.327.

The governor may devise and formulate a procedure for processing and certification of travel and subsistence expenses which allows the person to submit monthly statements of expenses incurred during the preceding month.

Sec. 2. Minnesota Statutes 1976, Section 15.50, Subdivision 5, is amended to read:

Subd. 5. The moneys appropriated to the board are subject to the requirements of budget and allotment as prescribed by ~~Minnesota Statutes 1965, chapter 16~~ 16A. Except for budgeting and allotting the board shall be subject to none of the ~~other~~ provisions of ~~said chapter~~ chapters 16 or 16A.

Sec. 3. Minnesota Statutes 1976, Section 16.172, is amended to read:

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16.172 PROVISIONS INAPPLICABLE. The office of revisor of statutes not being in the executive branch of the state government, the provisions of this chapter, relating to departments and agencies in the executive branch are inapplicable to that office, including but not limited to allotment and encumbrance procedures prescribed by section 16.16, contract signing and approval requirements prescribed by sections 16.09 and 16.10, and rules and regulations of the department of administration prescribed pursuant to section 16.02, or any other law. Allotment and encumbrance procedures prescribed by section 16A.14 or any other law are likewise inapplicable to the office of revisor of statutes.

Sec. 4. Minnesota Statutes 1976, Section 16.80, Subdivision 1, is amended to read:

16.80 GENERAL SERVICES REVOLVING FUND; COMPUTER SERVICES REVOLVING FUND. Subdivision 1. There is appropriated to the commissioner of administration annually all moneys in the central services revolving fund in the state treasury, which fund is hereby created:

Deposits for postage obligations appropriated by section 16.56.

All fees prescribed by Laws 1955, Chapter 847, and other provisions of the law not inconsistent therewith pursuant to section 16.026, subdivision 3, for the rendering of the services therein provided shall be deposited in the state treasury by the collecting department or agency and credited to the central general services revolving fund.

All moneys in the state treasury credited to the central general services revolving fund and any moneys which may hereafter be deposited therein are hereby appropriated annually to the commissioner of administration for the following purposes:

- (a) The operation of a central store and equipment service;
- (b) The operation of a central duplication and reproduction service;
- (c) The purchase of postage and related items, and the refund of postage deposits, necessary to the operation of a central mailing service;
- (d) The operation of a documents service as prescribed by section 16.026;
- (e) The performing of services for any other state department or agency in conformity with Laws 1957, Chapter 929, Section 17(11). Money shall be expended for this purpose only when directed by the governor. The department or agency receiving the services shall reimburse the fund for their cost, and the commissioner shall make the appropriate transfers when requested. The term "services" as used in this clause means compensation paid officers and employees of the state government; supplies, materials, equipment and other articles and things used by or furnished to any department or agency of the state government; and utility services, including telephone, telegraph, postal, electric light and power, and other services for the maintenance, operation and upkeep of buildings and offices of the state government.

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The portions of the central services revolving fund utilized for computer services and heretofore transferred to the computer services revolving fund in the state treasury in accordance with the provisions of Extra Session Laws 1967, Chapter 48, Section 20, Subdivision 13, Clause e shall continue to be part of such computer services revolving fund. All moneys in the computer services revolving fund are appropriated annually to the commissioner of administration for the operation of the division of computer services.

The remaining portions of the central services revolving fund heretofore transferred to the general services revolving fund in the state treasury at the time the computer services revolving fund was established shall continue to be part of such general services revolving fund. All moneys in the general services revolving fund are appropriated annually to the commissioner of administration for the operation of the division of publications and central services.

The payroll clearance revolving fund in the state treasury established at the time the computer services and general services revolving funds were established shall continue to be used for the purpose of paying the salaries and wages of officers and employees of the state government. The payments made from the payroll clearance revolving fund shall be reimbursed from the salary accounts against which the payments are a proper charge. The state treasurer may borrow from other public funds in the state treasury such sums of money as are necessary to make the payments from the payroll clearance revolving fund until such fund is reimbursed from the appropriate salary accounts; provided, however, that no fund shall be so impaired thereby that all proper demands cannot be met.

Except as specifically provided for by other statutory provisions, each department or agency shall reimburse the computer services and general services revolving funds for the cost of all services, supplies, materials, labor and depreciation of equipment including reasonable overhead costs which the commissioner of administration is authorized and directed to furnish a department or agency. The cost of all publications or any other materials which may be produced by the commissioner of administration and financed from the general services revolving fund shall include reasonable overhead costs. The commissioner of finance shall make appropriate transfers to the revolving funds described in this section when requested by the commissioner of administration. The commissioner of administration may make allotments, encumbrances, and, with the approval of the commissioner of finance, disbursements in anticipation of such transfers. In addition, the commissioner of administration may require a department or agency to make advance payments to any of the aforesaid revolving funds sufficient to cover the department's or agency's estimated obligation for a period of at least 60 days. All such reimbursements and any other moneys received by the commissioner of administration under this section shall be deposited in the appropriate revolving fund.

Sec. 5. Minnesota Statutes 1976, Section 16A.126, is amended to read:

16A.126 COMMISSIONER TO APPROVE BILLING RATES FOR REVOLVING FUNDS. The commissioner of finance shall approve the rates at which services are billed state departments or agencies by any revolving fund. In order to reduce revolving fund reserves maintained for unforeseen needs and thereby reduce the rates which using agencies must pay, the commissioner may transfer moneys not otherwise

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appropriated in the general fund to a revolving fund if, in the commissioner's judgment, a bona fide, immediate expenditure is necessary and if there are insufficient moneys in the revolving fund to meet the expenditure. Any moneys so transferred, shall be repaid to the general fund within two calendar years from the revolving fund charges paid by benefited state departments and agencies.

Sec. 6. Minnesota Statutes 1976, Section 16A.17, Subdivision 9, is amended to read:

Subd. 9. **PAYROLL COSTS.** The moneys in the computer services revolving fund used for the costs of preparing the state payroll; and all the earnings accrued thereto; are appropriated to a central payroll revolving fund under the department of finance. In the instance of a direct appropriation for the costs of preparing the state payroll, all state departments and agencies shall be billed for their share of the payroll preparation costs through the indirect cost billing system, with the moneys collected being deposited in the general fund.

Sec. 7. Minnesota Statutes 1976, Chapter 16A, is amended by adding a section to read:

[16A.675] BONDS AND NOTES; NONLIABILITY OF INDIVIDUALS. Neither the commissioner of finance nor any person executing state bonds or notes shall be liable personally on the bonds or notes or be subject to any personal liability or accountability by reason of the issuance of them.

Sec. 8. Minnesota Statutes 1976, Chapter 16A, is amended by adding a section to read:

[16A.73] STATE AIR TRAVEL ACCOUNT. The commissioner of finance may contract with any airline company regularly engaged in carrying passengers on scheduled flights in interstate commerce for the establishment of an air travel account for the state, subject to terms and conditions as may be necessary and proper to facilitate air travel by officers and employees of the state, and may deposit in the account not more than \$500.

Sec. 9. **BALANCE TRANSFERRED.** The balance in the state air travel account now maintained by the commissioner of administration and repealed by this act is transferred to the commissioner of finance for the air travel account created by this act.

Sec. 10. Minnesota Statutes 1976, Section 18.69, is amended to read:

18.69 BUDGET; LIMITATIONS. Pursuant to article IX, clause (a) of the compact, the governing board shall submit its budget to the commissioner of agriculture. Such budget and the state's share thereof shall be subject to the provisions of chapter ~~46~~ **16A**, and any act amendatory thereof.

Sec. 11. Minnesota Statutes 1976, Section 43.43, Subdivision 2, is amended to read:

Subd. 2. "State employee" for the purpose of determining eligibility for the basic life insurance and basic health benefits coverage hereunder means:

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(1) An employee in the classified service of the state civil service paid on a state payroll;

(2) An employee in the unclassified service of the state paid on a state payroll who is not excluded from any of the provisions of sections 43.42 to 43.49;

(3) A permanent employee of the legislature or a permanent employee of a permanent study or interim committee or commission;

(4) A judge of the supreme court or an officer or employee of such court; a judge of the district court;

(5) A salaried employee of the public employees retirement association;

(6) Full time military or civilian personnel in the unclassified service of the department of military affairs whose salary is paid from state funds;

(7) A salaried employee of the Minnesota historical society, whether paid from state funds or otherwise, who is not a member of the governing board;

(8) An employee of the regents of the University of Minnesota, who is a member of the academic staff with the rank of instructor, research fellow, or above, including a lecturer, serving on not less than 75 percent regular appointment;

(9) An employee of the regents of the University of Minnesota and a member of the civil service staff under the civil service plan, adopted by the university of Minnesota, who is employed on a monthly salaried appointment;

(10) An employee of the state university board or the state board for community colleges who is a member of the academic staff, who is employed for not less than a 75 percent time basis, and who is paid on a state salary payroll; or

(11) An employee of the state university board or the state board for community colleges who is either in the classified service or the unclassified service of the state civil service whose salary is paid from the university board of the state of Minnesota; revenue fund ~~or~~, the university activity fund, or the community college activity fund. The required premium payment of such an employee is to be paid, however, from the fund from which the employee's salary is paid.

(12) A member of the state legislature.

(13) A seasonal employee of the waters, soils and minerals division of the state department of natural resources whose duties include the sampling, weighing or grading of iron ore, taconite, or other minerals; provided that the employee shall receive the benefits provided in sections 43.42 to 43.50, at no cost to the employee for the period in each calendar year when the employee is not working at his occupation, and the premiums therefor shall be paid from the same salary fund or account as the salary of the employee.

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(14) A person employed in the state service as a pre-service trainee on a full time basis.

Sec. 12. Minnesota Statutes 1976, Section 121.48, Subdivision 2, is amended to read:

Subd. 2. All amounts so allocated shall be deposited in an annuity account which is hereby established in the state treasury. There is annually appropriated from the annuity account in the state treasury to the state board of education all moneys deposited therein for the payment of annuity premiums when due or for other application in accordance with the salary agreement entered into between the employee and the state board of education. The moneys in the annuity account in the state treasury are not subject to the budget, allotment, and incumbrance system provided for in chapter ~~46~~ 16A; and any act amendatory thereof.

Sec. 13. Minnesota Statutes 1976, Section 124.212, Subdivision 19, is amended to read:

Subd. 19. None of the provisions of chapter ~~46~~ 16A, shall apply to appropriations enacted to carry out the provisions of this section.

Sec. 14. Minnesota Statutes 1976, Section 136.11, Subdivision 5, is amended to read:

Subd. 5. **ADMINISTRATION OF ACTIVITY FUND MONEYS.** The state university board independent of other authority and notwithstanding ~~chapter~~ chapters ~~16~~ and 16A, shall administer the moneys collected for the university activities fund. All university activity fund moneys collected shall be retained by the president of each state university to be administered under the rules of the state university board by the presidents of the respective universities subject to audit of the legislative auditor.

Sec. 15. Minnesota Statutes 1976, Section 136.144, is amended to read:

136.144 PROMOTION OF COLLEGE; ACCEPTANCE OF GIFTS. The board may receive and accept on behalf of the state and for the state universities any gift, bequest, devise, endowment, or grant in the form of cash which any person, firm, corporation, association, or governmental agency may make to the board by will, deed, gift, or otherwise to carry out the purposes of section 136.143. Unless otherwise so expressed in the terms of the gift, bequest, devise, endowment, or grant, moneys so received are not subject to the laws requiring budgeting, allotment, and encumbrance as provided in chapter ~~46~~ 16A, or otherwise. Such moneys shall be deposited in the state treasury and are hereby appropriated to the board for use in accordance with this section.

Sec. 16. Minnesota Statutes 1976, Section 136.37, is amended to read:

136.37 ADMINISTRATION. The administration of sections 136.31 to 136.38 shall be under the state university board independent of other authority and notwithstanding ~~chapter~~ chapters ~~16~~ and 16A.

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Sec. 17. Minnesota Statutes 1976, Section 136.55, Subdivision 2, is amended to read:

Subd. 2. All amounts so allocated shall be deposited in an annuity account which is hereby established in the state treasury. There is annually appropriated from the annuity account in the state treasury to the state university board all moneys deposited therein for the payment of annuity premiums when due or for other application in accordance with the salary agreement entered into between the employee and the state university board. The moneys in the annuity account in the state treasury are not subject to the budget, allotment, and incumbrance system provided for in ~~Minnesota Statutes~~, chapter ~~16~~ 16A, and any act amendatory thereof.

Sec. 18. Minnesota Statutes 1976, Chapter 243, is amended by adding a section to read:

[243.465] DIVERSIFIED LABOR ACCOUNTS. Money received in payment for the services of inmate labor employed in the industries carried on at the state reformatory, state reformatory for women, and state prison is appropriated to the commissioner of corrections to be added to the current expense funds of these institutions. The commissioner of corrections may set aside a portion of the current expense fund of any state institution to be used as a diversified labor account for the introduction and encouragement of industries that in his judgment may be beneficial to the inmates of the institutions.

Sec. 19. **REPEALER.** Minnesota Statutes 1976, Sections 16.02, Subdivision 21; 16.026, Subdivision 5; 16A.05; and Laws 1945, Chapter 575, Sections 19 and 21, are repealed.

Sec. 20. **EFFECTIVE DATE.** This act is effective July 1, 1977.

Approved June 2, 1977.

CHAPTER 411—H.F.No.1052

[Coded in Part]

An act relating to human services; providing grants to plan and organize human services programs; requiring notification of affected state agencies; requiring certain membership on advisory councils; promulgating rules; providing for auditing of funds; giving additional powers to the state planning officer; appropriating money; amending Minnesota Statutes 1976, Sections 402.01, by adding a subdivision; 402.02, Subdivisions 1 and 2; 402.03; 402.04, Subdivision 1; 402.05; and 402.06; repealing Minnesota Statutes 1976, Sections 402.08 and 402.09.

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

Section 1. Minnesota Statutes 1976, Section 402.02, Subdivision 1, is amended to

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