

Sec. 22. [136A.55] There is hereby created a post-secondary education consortium for southwestern and west central Minnesota which shall have its principal office at southwest state university at Marshall. The purpose of the consortium shall be to improve the efficiency and effectiveness of post-secondary education, through increased interinstitutional cooperation and planning, in the area served by southwest state university and the university of Minnesota at Morris.

The consortium shall be coordinated by a southwestern and west central Minnesota post-secondary education consortium board consisting of: the provost of the university of Minnesota, or his designee; the chancellor of the state university system, or his designee; the chancellor of the community college system, or his designee; the assistant commissioner for vocational-technical education within the state department of education, or his designee; the executive director of the higher education coordinating board, or his designee; and three persons representing the public at large who shall be appointed by the governor.

The board shall appoint an advisory committee consisting of: the provost at the university of Minnesota at Morris; the presidents of southwest state university and the community colleges at Willmar and Worthington; the directors of the vocational-technical institutes located in the area served; and seven citizen members who shall be residents of the area served by southwest state university. The citizen members shall be appointed for terms of two years, except that three of the initial appointments shall be for terms of one year. No more than one citizen member shall be appointed from a county.

The board is authorized to hire staff and incur other expenses as necessary for the purposes of this act.

Sec. 23. **REPEALER.** Minnesota Statutes 1976, Section 128A.08, is repealed.

Approved June 8, 1977.

CHAPTER 450—H.F.No.1630

[Coded in Part]

An act relating to claims against the state; appropriating money for the payment thereof; establishing procedures for consideration of certain claims.

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

Section 1. CLAIMS AGAINST THE STATE. Subdivision 1. The sums of money set forth in this section are appropriated from the general fund to the persons named in full and final payment of claims against the state.

Subd. 2. Robert H. Emanuel, Box 405, Route 2, Maiden Rock, Wisconsin 54750, for damages resulting from an erroneous commitment to Ramsey county workhouse \$10,000

Changes or additions indicated by underline deletions by strikeout

Subd. 3. Ludwig Kempe, Route 2, Bluffton, Minnesota 56518, for loss of cattle and other expenses resulting from the spooking and scattering of the cattle caused by a low flying helicopter of the department of natural resources \$1,624

Subd. 4. County of Waseca, Waseca county courthouse, Waseca, Minnesota 56093, for reimbursement of repairs to Waseca county ditches No. 8 and No. 8A necessitated when the department of natural resources removed planks from an upstream outlet control structure \$2,213.25

Subd. 5. Thomas Gray, 312 Tamarack Hall, Bemidji state university, Bemidji, Minnesota 56601, for medical costs incurred after Bemidji state university allowed claimant's health insurance coverage to expire without notice to claimant \$993.48

Subd. 6. Kathleen Hall, Route 1, Box 173, Aitkin, Minnesota 56431, for injuries sustained when she struck her head on the cross sections of a signpost from which the sign was missing at Bemidji state university \$1,000

Sec. 2, Subdivision 1. The sums of money set forth in this section are appropriated from the trunk highway fund, to the persons named in full and final payment of claims against the state.

Subd. 2. Merlin Kesselring, Rural Route 1, Blue Earth, Minnesota 56013, for damages to his outlet tile during construction of I-90 \$4,000

Subd. 3. Kenneth and Mary Kay Peshon, Route 1, Minnesota City, Minnesota 55959, for costs of relocating a septic system that was undetected and unaccounted for in a right of way purchase by the department of transportation \$2,099

Subd. 4. Southern Seven Coop, Springfield, Minnesota 56087, as partial reimbursement of costs incurred in construction of right turn and passing lanes in compliance with a department of transportation permit for highway access to their grain loading facility \$1,576.25

Subd. 5. City of St. Louis Park, 5005 Minnetonka Boulevard, St. Louis Park, Minnesota 55416, for partial reimbursement of costs incurred in the removal of an obstruction of which they were not advised when plans were received and approved by the department of transportation for construction of storm sewer facilities \$1,310

Sec. 3, Subdivision 1. The sums of money set forth in this section are appropriated from the general fund to the persons named in full and final payment of claims against the state for adjusted compensation arising from Korean conflict service.

Subd. 2. Thomas J. Sellenr, 8001 Ewing Avenue North, Brooklyn Park, Minnesota 55443 \$200

James Morrison, 2825 Portland Avenue South, Minneapolis, Minnesota 55407 \$357

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Keith C. Caldwell, 7110 Molalla Bend Road, Wilsonville, Oregon 97070
\$217.50

Francis J. Montry, 79 Country Side, Thief River Falls, Minnesota 56701
\$52.50

Sec. 4. [3.737] Subdivision 1. Notwithstanding section 3.736, subdivision 3, paragraph (e) or any other law to the contrary, a livestock owner shall be compensated by the commissioner of agriculture for livestock that is destroyed or is crippled so that it must be destroyed after July 1, 1977 by an animal classified as endangered under the federal endangered species act of 1973. The owner shall be entitled to the fair market value of the destroyed livestock, not to exceed \$400 per animal destroyed, as determined by the commissioner of agriculture, upon recommendation of the county extension agent for the owner's county and a conservation officer. The commissioner, upon recommendation of the agent and conservation officer, shall determine whether the livestock was destroyed by an animal described in this subdivision. The owner shall file a claim on forms provided by the commissioner of agriculture and available at the county extension agent's office.

Subd. 2. Any payments made pursuant to this section shall be reduced by amounts received by the owner as proceeds from any insurance policy covering livestock losses, or from any other source for the same purpose including, but not limited to, a federal program.

Subd. 3. The commissioner of agriculture shall adopt and may amend rules to carry out the provisions of this section which shall include: (a) methods of valuation of livestock destroyed; (b) criteria for determination of the cause for livestock loss; (c) notice requirements by the owner of destroyed livestock; and (d) any other matters determined necessary by the commissioner to carry out the provisions of this section.

Sec. 5. The sum of \$100,000 is appropriated to the commissioner of agriculture for payments to livestock owners and administrative costs incurred pursuant to section 4, to remain available until June 30, 1979.

Sec. 6. [3.738] **INJURY OR DEATH OF PATIENT OR INMATE.** Subdivision 1. Claims and demands arising out of injury to or death of a patient of a state institution under the control of the commissioner of public welfare or an inmate of a state correctional institution while performing assigned duties shall be presented to, heard and determined by the legislature.

Subd. 2. **EVALUATION OF CLAIMS.** Claims arising under this section shall be paid pursuant to legislative appropriation following evaluation of each claim by the appropriate committees of the senate and house of representatives. Compensation will not be paid for pain and suffering.

Subd. 3. **EXCLUSIVE REMEDY.** The procedure established by this section is exclusive of all other legal, equitable and statutory remedies.

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Sec. 7. The section of law enacted at the 1977 session of the legislature known as H.F. No. 384, Section 6, is repealed.

Sec. 8. Sections 1, 2, 3, 6, and 7 are effective the day after final enactment. Sections 4 and 5 are effective July 1, 1977.

Approved June 8, 1977.

CHAPTER 451—H.F.No.1631

[Coded in Part]

An act relating to public improvements; providing for prison and education facilities; regulating the location of certain education facilities; barrier free buildings; capitol area grounds improvements; authorizing the establishment of a service center; authorizing state building bonds; appropriating money.

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

Section 1. PUBLIC IMPROVEMENTS; CORRECTIONS; APPROPRIATIONS.

Subdivision 1. **COMMISSIONER OF ADMINISTRATION; BUILDINGS.** \$20,800,000 or as much thereof as necessary is appropriated from the Minnesota state building fund to the commissioner of administration to design, construct and equip a new high security detention facility for adult felons.

Subd. 2. **COMMISSIONER OF ADMINISTRATION; ARCHITECTURAL PLANS.** \$100,000 or as much thereof as necessary is appropriated from the Minnesota state building fund to the commissioner of administration to develop architectural plans for reducing the capacity of the present prison to less than 300 beds.

Subd. 3. **COMMISSIONER OF ADMINISTRATION; HEATING.** \$50,000 or as much thereof as necessary is appropriated from the general fund to the commissioner of administration to study and make recommendations concerning the use at the facility of solar heating, heat from lighting, body heat, or heat derived from other sources not presently in widespread use. The commissioner shall use state employees to make the study and develop the recommendations, insofar as practicable.

Subd. 4. **FACILITY SITE.** The facility shall be located at site 1E described in the February 1, 1977 "Master plan for a high security facility" reported by the corrections department to the legislature.

Sec. 2. **UNIVERSITY OF MINNESOTA.** \$12,965,232 or as much thereof as necessary is appropriated from the Minnesota state building fund to the regents of the university of Minnesota to construct and equip a pharmacy and nursing facility at the twin city campus. Construction and purchase of equipment shall not begin until \$8,265,368 is available for the project from federal funds.

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