

The court shall collect and forward the amount of the assessment or surcharge to the state treasurer to be deposited in the general fund for the purposes of providing services, assistance, or reparations or a combination, to victims of crimes through programs established under sections 241.51 to 241.66, under chapter 256D, and chapter 299B. If the convicted person is sentenced to imprisonment, the chief executive officer of the correctional facility in which the convicted person is incarcerated may collect the assessment or surcharge from any earnings the inmate accrues for work performed in the correctional facility and forward the amount to the state treasurer. The state treasurer shall identify and report to the commissioner of finance all amounts deposited in the general fund under this section.

Sec. 51. INSTRUCTIONS TO REVISOR.

In accordance with section 648.36, in the next edition of Minnesota Statutes the revisor of statutes shall change the headnote of section 4.40 from "displaced worker programs" to "displaced homemaker programs".

Sec. 52. REPEALER.

Minnesota Statutes 1980, Sections 256.87, Subdivision 3; 256D.02, Subdivisions 9 and 10; and 256D.11, are repealed.

Sec. 53. EFFECTIVE DATE.

Section 30 of this article is effective with respect to applications for benefits made the day after final enactment and thereafter.

Sec. 54. SUNSET PROVISION.

Sections 26, 27, 31 and 36 are repealed effective June 30, 1983.

Approved June 1, 1981

CHAPTER 361 — H.F.No. 1475

An act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state bonds; appropriating money; amending Minnesota Statutes 1980, Sections 116.18, Subdivisions 1 and 4; and 174.50, Subdivision 1.

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

Section 1. PUBLIC LAND AND BUILDINGS; APPROPRIATIONS.

The sums set forth in the column designated "APPROPRIATIONS" are appropriated from the state building fund, or any other fund designated, to the

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state agencies indicated, to be expended for the acquisition and betterment of public land and buildings and other public improvements of a capital nature, as more specifically described in the following sections of this act.

SUMMARY

ADMINISTRATION	\$ 8,614,900
NATURAL RESOURCES	2,769,000
TRANSPORTATION	101,942,000
MINNESOTA HISTORICAL SOCIETY	700,000
VETERANS AFFAIRS	261,000
ECONOMIC DEVELOPMENT	2,500,000
BOND SALE EXPENSES	116,300
TOTAL	\$ 116,903,200
Game and Fish Fund	195,000
Trunk Highway Fund	4,093,200
Transportation Fund	98,000,000
Building Fund	14,615,000

APPROPRIATIONS

Sec. 2. ADMINISTRATION.

To the commissioner of administration for the purposes specified in this section	8,614,900
(a) Replace capitol dock and outside freight elevator	177,000
(b) Screen and light Ford building parking lot C and continue grounds improvements	56,000
(c) Construct pedestrian and utility tunnel to the Ford building	750,400
(d) Construct pedestrian and utility tunnel to Veterans Service building	1,232,000
(e) Construct connecting tunnel to link the Historical Society building with the Mechanic Arts School building with the gymnasium wing of the Mechanic Arts School building	448,000
(f) Repair Historical Society building rain gutters	54,000
(g) Fergus Falls State Hospital Power Plant Conversion	2,700,000

This appropriation is for the construction of a facility to incinerate solid waste and to produce heat in the form of steam for use

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at the Fergus Falls state hospital. Solid waste generated in the Fergus Falls area now disposed of in landfill may be incinerated in the facility.

The commissioner of administration may prepare construction documents for bidding purposes but shall not award construction contracts for the incineration facility at the Fergus Falls state hospital until he has obtained the written agreement of the city of Fergus Falls to pay to the state the principal amount of the bonds sold to finance this appropriation, less the portion of the cost attributable to the removal of the old ash handling equipment, not to exceed \$350,000, plus interest at the rate at which the bonds were sold, and to pay all reasonable operating, maintenance, and repair costs of this power plant, as set forth in the agreement. The agreement shall obligate the city of Fergus Falls to levy each year an amount not less than the principal and interest due and to become due on the bonds through July 1 in the third ensuing year, plus the estimated operating, maintenance, and repair costs of the power plant for that period, less the amount then on hand in the Fergus Falls power plant account and also less an amount equal to the market value of the energy savings accruing to the state through July 1 in the third ensuing year due to the construction of the power plant, including any payments received by the state from the federal government for utilizing alternative energy sources attributable to the solid waste incinerator. The levy does not require approval by the electors of the city of Fergus Falls under section 475.58. The agreement with the city shall not be executed by the commissioner until it has been reviewed by the chairman of the house appropriations committee and the chairman of the senate finance committee and received their recommendations on it. The recommendations are advisory only.

The agreement shall also obligate the city of Fergus Falls to deliver solid waste to the

facility, to remove incinerated waste residue, and to pay tipping fees to the state. The commissioner may contract with additional persons for delivery of solid waste to the facility and the payment of tipping fees.

The proceeds of the levy and receipts from tipping fees shall be deposited in the state treasury for credit to the Fergus Falls power plant account.

Amounts to cover principal and interest payments due and to become due on the bonds through July 1 in the second ensuing year shall be paid by the city of Fergus Falls by November 1 of each year.

The balance on hand each November 1 in the Fergus Falls power plant account needed to cover principal and interest payments due and to become due on the bonds through July 1 in the second ensuing year is appropriated to the commissioner of finance for transfer to the Minnesota state building bond account in the state bond fund. Any amounts in the account on November 1 not needed to cover principal and interest payments due and to become due on the bonds through July 1 in the second ensuing year but needed to cover the operating, maintenance, and repair costs of the power plant through the next ensuing November 1 are appropriated to the commissioner of finance for transfer to the general fund. Any balance remaining in the Fergus Falls power plant account after the above transfers each November 1 may, as the city of Fergus Falls directs the commissioner of finance, either be used to prepay principal or interest, or both, on bonds still outstanding, or remain in the account to reduce the amount otherwise required to be levied by the city of Fergus Falls for the ensuing year.

(h) Raise high voltage switch gear and transformers

\$ 151,200

The appropriation in item (h) is from the trunk highway fund.

(i) Appleton public television

1,446,300

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(j) Duluth public television \$1,600,000

Sec. 3. NATURAL RESOURCES.

Subdivision 1. To the commissioner of administration or the commissioner of natural resources for the purposes more specifically described in the following subdivisions of this section

\$2,769,000

Subd. 2. To the commissioner of administration for the purposes specified in this subdivision

419,000

(a) Remodel southern service center 165,000

(b) Improve Rochester regional headquarters facilities 184,000

(c) Relocate Dentaybow warehouse or construct shop and warehouse building at Little Fork forestry station 30,000

(d) Construct warehouse for fisheries and forestry at Finland area headquarters 40,000

This building is considered an agricultural building and is exempt from the provisions of the building code relating to public buildings.

Of the appropriations in clauses (a), (b), and (d), \$195,000 is from the game and fish fund.

Subd. 3. To the commissioner of natural resources to relocate agricultural dikes along the Red River of the North-state match

750,000

Money spent from this appropriation shall be matched on a dollar for dollar basis by money raised or services provided locally. Federal general revenue sharing money may be counted as money raised locally, but other federal grants or loans shall be used to reduce equally the state share and the local share of project costs. This project is not eligible for a local dam loan pursuant to Minnesota Statutes, Section 105.482. The commissioner of natural resources shall cooperate with the watershed district and the affected landowners.

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Subd. 4. To the commissioner of natural resources to construct a flood water detention structure in the Red Lake Watershed District 1,500,000

Money for this project shall be disbursed through the Lower Red River Water Management Board. State funds shall not exceed 2/3 of the cost of the project with the remaining 1/3 cost to be provided locally. This project is not eligible for a local dam loan pursuant to Minnesota Statutes, Section 105.482.

Subd. 5. To the commissioner of natural resources to rehabilitate the Spruce Center Dam 100,000

Sec. 4. TRANSPORTATION.

Subdivision 1. To the commissioner of transportation for the purposes more specifically described in the following subdivisions of this section 101,942,000

Subd. 2. Operating facilities 3,400,000

(a) Purchase materials for energy improvements at truck stations 125,000

(b) Provide security fencing at truck stations 25,000

(c) Construct electronic communications buildings 86,000

(d) Retrofit Minnesota department of transportation buildings for energy savings according to department of administration energy survey 805,000

(e) Acquire land - Mapleton 20,000

(f) Construct equipment storage buildings 2,059,000

- (1) Aitkin 275,000
- (2) Grygla 249,000
- (3) Mendota Heights 1,230,000
- (4) Redwood Falls 305,000

Building construction costs shall not exceed \$35 per square foot. Any unused portion of building construction costs shall cancel back to the trunk highway fund.

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- (g) Provide public access to rest areas, information centers and other buildings serving the largest numbers of the public 100,000
- (h) Replace heating systems 100,000
- (i) Modify ventilation systems 80,000

If the commissioner of transportation does not have sufficient money to match all available federal aid for road and bridge construction during the biennium ending June 30, 1983, the commissioner shall defer the construction of some or all of the buildings in subdivision 2 until it is possible to match federal aid.

Subd. 3. Construct interstate weigh station at Worthington 542,000

The appropriations in subdivisions 2 and 3 are from the trunk highway fund.

Subd. 4. The commissioner of transportation may expend any portion of the appropriation made by Laws 1978, Section 8, Subdivision 4(b) for design, land acquisition, and construction of the Mendota Heights truck station serving the Dakota County area

Subd. 5. From the state transportation fund to the commissioner of transportation to acquire and better public land, buildings, and capital improvements in accordance with Minnesota Statutes, Section 174.50 and rules promulgated thereunder, to be expended for the purposes more specifically described in this subdivision 98,000,000

(a) For construction and reconstruction of key bridges and bridge approaches on routes on the trunk highway system, including interstate routes, for completion of non-interstate trunk highway bridges on projects in which a substantial investment has been made, and for construction of segments of the interstate highway system 95,000,000

(b) For matching funds not to exceed two-thirds of the nonfederal share of right-of-way, preliminary and construction engineering, and construction costs of local

transportation projects which are funded
with federal interstate substitution funds 3,000,000

Sec. 5. MINNESOTA HISTORICAL SOCIETY.

To the Minnesota historical society for the
purposes specified in this section \$ 700,000

(a) Remodeling in main historical building
for microfilm operations 45,000

(b) Fort Snelling 619,000

Up to \$200,000 may be used for recon-
struction of the Commandants Quarters.
Federal Great River Road funds may be
used to supplement this appropriation

(c) Remodeling and expansion of research
center 36,000

Sec. 6. VETERANS AFFAIRS.

To the commissioner of administration to
complete remodeling of the Hastings veter-
ans home 261,000

Sec. 7. ECONOMIC DEVELOPMENT.

For the improvement of the Duluth Public
Marine Terminal 2,500,000

Sec. 8. BOND SALE EXPENSES.

To the commissioner of finance for bond
sale expenses pursuant to Minnesota Stat-
utes, Sections 16A.64, Subdivision 4, and
174.51, Subdivision 3 116,300

Sec. 9. BOND SALE; DEBT SERVICE.

To provide the money appropriated in this act from the state building fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in an amount up to \$14,615,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and by the Constitution, Article XI, Sections 4 to 7.

Sec. 10. AUTHORIZATION OF BONDS.

To provide the money appropriated in section 4 from the state transportation fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in an amount up to \$98,000,000 in the manner,

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upon the terms, and with the effect prescribed by Minnesota Statutes, Section 174.51, and by the Constitution, Article XI, Sections 4 to 7. The proceeds of the bonds, except premium and accrued interest, are appropriated to and shall be deposited in the Minnesota state transportation fund for expenditure for the acquisition and betterment of public land, buildings, and capital improvements in accordance with section 4 and Minnesota Statutes, Section 174.50.

Sec. 11. REVIEW OF PLANS.

The commissioner of administration shall not prepare final plans and specifications for any construction or major remodeling authorized by this act until the using agency or department has presented the program and schematic plans to the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Sec. 12. APPROPRIATIONS FOR CONSTRUCTION; TRANSFER.

Upon the awarding of final contracts for the completion of any project for construction or other permanent improvement authorized by this act, the commissioner of administration may transfer any unencumbered balance in the project account to any other project enumerated in the same section of the appropriation act as the project about to be completed. The money transferred pursuant to this section is appropriated for the purposes for which transferred. The commissioner of administration shall report to the chairman of the house appropriations committee and the chairman of the senate finance committee on any transfer made pursuant to this section.

Sec. 13. APPROPRIATIONS FOR CONSTRUCTION; FEDERAL MONEY; EXCEEDING AUTHORIZED COST.

The commissioner of administration shall apply for the maximum federal share for each capital improvement project for which money is appropriated by this act. Encumbrance or expenditure of money in excess of the project authorization shall be made only after the commissioner of administration has consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Sec. 14. Minnesota Statutes 1980, Section 116.18, Subdivision 1, is amended to read:

Subdivision 1. **APPROPRIATION FROM THE FUND.** The sum of \$155,000,000, or so much thereof as may be necessary, is appropriated from the

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Minnesota state water pollution control fund in the state treasury to the pollution control agency, for the period commencing on July 23, 1971 and ending June 30, ~~1981~~ 1983, to be granted and disbursed to municipalities and agencies of the state in aid of the construction of projects conforming to section 116.16, in accordance with the rules, priorities, and criteria therein described. Except as otherwise provided in this subdivision and in subdivision 2, these state funds shall be expended at 15 per centum of the eligible cost of construction and shall be expended only for projects tendered a grant of federal funds under section 201(g), section 202, section 203 or section 206(f) of the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1314 et seq., at 75 per centum of the eligible cost for construction of the treatment works; provided, that not less than ten percent of ~~such~~ the cost shall be paid by the municipality or agency constructing the project. In the event that a municipality is tendered ~~such~~ federal and state grants in a percentage cumulatively exceeding 90 per centum of the eligible cost of construction, the state pollution control agency shall reduce the grant to ~~such~~ the municipality under this chapter to the extent necessary to assure that not less than ten percent of ~~such~~ the cost shall be paid by ~~said~~ the municipality. It is the purpose of this appropriation that a grant of state funds for each project approved in each of the fiscal years ending June 30, 1971 through ~~1981~~ 1983, shall be made in an amount not less than that required in federal law and regulations as a condition for the grant of federal funds for the project and for all other water pollution control projects for which federal grants are allocated in the same year, in the maximum amount permissible under ~~such~~ law and regulations.

Notwithstanding any other provision, the agency may, in its discretion, and after consideration of the amount of state funds required to match federal funds, make a grant of state funds not exceeding 15 per centum to a municipality that would qualify for a grant of federal funds but desires to initiate construction of a project without a federal grant. The agency may limit the scope and eligible cost of the project.

If a municipality is tendered a grant of federal funds under section 201, paragraph (g), section 202, section 203 or section 206, paragraph (f) of the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1314 et seq., at 85 per centum of the eligible cost for construction of treatment works utilizing innovative or alternative wastewater treatment processes and techniques, state funds shall be expended at nine percent of the eligible cost of construction; provided, that not less than six percent of the eligible cost of construction shall be paid by the municipality or agency constructing the project. In the event that a municipality is tendered federal and state grants in a percentage cumulatively exceeding 94 percent of the eligible cost of construction, the state pollution control agency shall reduce the grant to the municipality under this chapter to the extent necessary to assure that the municipality receives no more than 94 percent of the eligible cost of construction.

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Sec. 15. Minnesota Statutes 1980, Section 116.18, Subdivision 4, is amended to read:

Subd. 4. **BOND AUTHORIZATION.** For the purpose of providing money appropriated in subdivision 1 for expenditure from the Minnesota state water pollution control fund through grants to municipalities and agencies of the state for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed for the prevention, control, and abatement of water pollution, the commissioner of finance is authorized upon request of the pollution control agency to sell and issue Minnesota state water pollution control bonds in the amount of \$144,000,000, in the manner and upon the conditions prescribed in section 116.17 and in the Constitution, Article XI, Sections 4 to 7. The proceeds of ~~such~~ the bonds, except as provided in section 116.17, subdivision 5, are appropriated and shall be credited to the Minnesota state water pollution control fund. The amount of bonds issued pursuant to this authorization shall not exceed at any time the amount needed to produce a balance in the water pollution control fund equal to the aggregate amount of grants then approved and not previously disbursed, plus the amount of grants to be approved in the current and the following fiscal year, as estimated by the pollution control agency.

Sec. 16. Minnesota Statutes 1980, Section 174.50, Subdivision 1, is amended to read:

Subdivision 1. State assistance is needed to supplement local effort and the highway user tax distribution fund in financing capital improvements to preserve and develop a balanced transportation system throughout the state. Such a system is a proper function and concern of state government and necessary to protect the safety and personal and economic welfare of all citizens. It requires capital expenditures for public facilities, improvements, and equipment that are complementary, additional, and alternate to highways and are a proper object for contracting public debt and engaging in works of internal improvements under Article XI, Section 5, Clause (a) of the Constitution. These expenditures are needed to harmonize state and local highway systems with the requirements of the federal interstate highway system, to avoid harmful environmental impact of arterial highways on urban, scenic, and recreational areas, and to provide auxiliary facilities for the convenience and safety of persons crossing highways and persons living and working adjacent to them. Capital expenditures of this nature exceed requirements for basic highway systems and should be funded from sources other than the taxes and bonds authorized in Article XIV of the Constitution. However, the improvements tend to reduce the cost of maintenance of highways to the minimum required for accommodation of traffic, and the cost may and shall continue to be paid from taxes authorized in Article XIV of the Constitution. Immediate improvement needs are reconstruction and replacement of key bridges and approaches to remove obstructions to the flow of traffic on state and county

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highways, municipal streets and township roads and expedited completion of the interstate highway system in Minnesota by paying the state share of interstate highway segments, and a portion of the local share of interstate highway substitution projects when those interstate substitution projects are approved in accordance with state and federal law.

Sec. 17. Notwithstanding the provisions of Minnesota Statutes, Section 282.01, the commissioner of revenue shall transfer and convey, without monetary consideration and by quitclaim deed in a form approved by the attorney general, in the name of the state of Minnesota, to the city of Minneapolis, all of the interest of the state in the following described tract of land situated in the county of Hennepin:

Portions of D.L. Peck's rearrangement of D.L. Peck's Addition to Minneapolis, namely Block 3 including the alley in said block, now vacated; that part of the North Half of 37th Avenue North, now vacated, lying between extensions across it of the Easterly and Westerly lines of said Block 3; and that part of 1 1/2 Street North, now vacated, lying between extensions across it of the North line of said Block 3 and the center line of 37th Avenue North.

Block 4 including the alley in said block, now vacated; that portion of the South half of 37th Avenue North, now vacated, lying between extensions across it of the Easterly and Westerly lines of said Block 4; and that part of 1 1/2 Street North, now vacated, lying between extensions across it of the South line of said Block 4 and the center line of 37th Avenue North

according to the plat thereof on file or of record in the office of the Register of Deeds in and for said Hennepin County.

The described land is registered land evidenced by Certificate of Title No. 247556.

The conveyance shall state that the state of Minnesota releases to the city of Minneapolis any interest that may have been reserved in prior conveyances, except mineral interest.

Sec. 18. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

Approved June 1, 1981

CHAPTER 362 — H.F.No. 1474

An act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state bonds; appropriating money; proposing new law coded in Minnesota Statutes, Chapter 121.

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