

fund for the veterans training program are appropriated to the state board to pay the necessary expenses of operation of the program. The state board shall act as the state agency for approving educational institutions for purposes of 38 U.S.C. Chapter 36, relating to educational benefits for veterans and other persons. The state board may adopt rules to fulfill its obligations as the state approving agency. All federal money received for purposes of the veterans training program shall be deposited in the veterans training revolving fund and is appropriated to the state board for those purposes.

Sec. 17. **PRIOR LAWS SUPERCEDED.** The provisions of the preceding section supercede and replace the provisions of Laws 1947, Chapter 599, Section 7, Clause 8, and Laws 1977, Chapter 449, Section 2, Subdivision 2, Clause (b), relating to the revolving fund for on the job training.

Sec. 18. **REPEALER.** Minnesota Statutes 1978, Section 197.78, Subdivision 2, is repealed.

Sec. 19. It is recommended that the education committees of the senate and the house review the creation of a center for older adult learners and make recommendations to the 1980 legislature.

Approved June 5, 1979.

CHAPTER 336—H.F.No.1518

An act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes with certain conditions; providing appropriations for the departments of public welfare, economic security, corrections, corrections ombudsman, health, health related boards; repealing Minnesota Statutes 1978, Section 256B.44, Subdivision 2.

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

Section 1. **WELFARE, CORRECTIONS, HEALTH; APPROPRIATIONS.** The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1979", "1980", and "1981", wherever used in this act, mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1979, June 30, 1980, or June 30, 1981, respectively.

	SUMMARY BY FUND			
	1979	1980	1981	TOTAL
General	\$6,109,000	\$615,711,900	\$655,502,300	\$1,277,323,200
Trk. Hwy.		\$ 269,700	\$ 269,700	\$ 539,400

APPROPRIATIONS

Changes or additions indicated by underline deletions by ~~strikeout~~

	Available for the Year	
	Ending June 30,	
	1980	1981
	\$	\$

Sec. 2. COMMISSIONER OF
 PUBLIC WELFARE
 Subdivision 1. Total Department
 Appropriation

	518,176,200	559,742,200
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Total Department
 Approved Complement - 6643.7

The amounts that may be expended from this appropriation for each program and activity and the approved complement for each program are more specifically described in the following subdivisions of this section.

Subd. 2. Program and
 Administrative Support

	21,817,000	23,451,600
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Approved Complement - 171.2

The amounts that may be expended from this appropriation for each activity are as follows:

Special County Aids

	1980	1981
	\$3,569,700	\$4,251,200

All payments from money appropriated for equalization aid shall be based upon a formula that includes four factors: recipient rate, per capita income, per capita taxable value, and per capita expenditures for welfare.

Salary expenditures for computation of equalization aid shall not be included for purposes of computing county per capita welfare costs or in county welfare costs.

Notwithstanding any law to the contrary, initial payments for equalization aid to counties shall be made on or before October 1, 1979, for fiscal year 1980 and on or before October 1, 1980, for fiscal year 1981. Final payments shall be made before January 1 of the following fiscal year.

For the purposes of equalization aid, welfare costs shall be deemed to include all forms of public assistance and the administrative costs thereof, to-wit: medical assistance, aid to dependent children, Minnesota supplemental assistance, payments to the commissioner of public welfare for care and treatment of patients in state institutions, medical relief, hospital charges, maintenance of children not under state guardianship, general assistance, and all administrative costs except university hospitals care, care of children under state guardianships, and poor burials.

No county shall be entitled to the benefits of this act if it has transferred any money available for welfare purposes to any other county funds, except that where money is otherwise unavailable, a transfer may be made to the general revenue fund of the county for payment of rent of office space for the county welfare board. A transfer shall be made only with the approval of the governor after consultation with the Minnesota public relief advisory committee. Transfer of money for payment of rent shall not be considered an expenditure for equalization aid reimbursement. Any federal money received in lieu of taxes because of federal grants shall be available for welfare purposes.

No county shall receive from state money paid for equalization aid an amount in excess

Changes or additions indicated by underline deletions by ~~strikeout~~

of 75 percent of its cost of welfare as defined in this subdivision.

Notwithstanding any law to the contrary, the formula used in this subdivision for equalizing welfare costs shall be used for computing distressed county aid for developmental achievement centers and community mental health centers.

Reimbursements for general relief - Indians and the Red Lake Band of Chippewa Indians shall be prorated if the appropriation made in this subdivision is insufficient to provide full reimbursement.

County Administrative Cost Reimbursement

\$13,537,600 \$14,480,200

Administrative Support

\$4,709,700 \$4,720,200

Estimated federal money to be deposited in the general fund that is earned by the various accounts of the department of public welfare is detailed on the worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of finance. If federal money anticipated is less than shown on the official worksheets, the commissioner of finance shall reduce the amount available from the specific appropriation by a like amount. The reductions shall be noted in the budget document submitted to the 72nd legislature in addition to an estimate of similar federal money anticipated for the 1981-1983 biennium.

Subd. 3. Social Services 14,893,500 16,054,500

Approved Complement - 103.5

The amounts that may be expended from this appropriation for each activity are as follows:

Day Care

\$1,161,600 \$1,161,600

Cost of Care -

Emotionally Disturbed

\$ 1,837,500 \$ 2,259,000

Mentally Retarded

\$ 5,027,500 \$ 5,743,000

Aging, Blind, and Deaf Services

\$ 6,213,000 \$ 6,226,000

Notwithstanding any other law, no client receiving aid from services for the blind for purposes of vocational rehabilitation shall be required to maintain grade point ratios or other scholastic requirements in excess of the educational or vocational institutions requirements for all students attending such institutions.

Employees of the Communication Center for the Blind shall be transferred without competitive examination on July 1, 1979 to the classified civil service of the state within the department of public welfare. Positions and employees shall be placed in the proper classification by the commissioner of personnel with compensation as those classifications carry. Incumbents of transferred positions shall receive the status and length of service credit as would have accrued to them had they originally been appointed to the classified civil service. However, the length of service credit shall not include seniority under the provisions of a collective bargaining agreement negotiated pursuant to sections 179.61 to 179.77, until the effective date of classified civil service status. All of the employee's accrued vacation and sick leave shall be transferred to their credit, provided that in no event shall the amount transferred exceed state limitations for classified employees.

Any permanent full time employee of the Communication Center for the Blind who was a

Changes or additions indicated by underline deletions by ~~strikeout~~

permanent full time employee of the center on July 1, 1979, for whom the prior employment was not covered by the Minnesota state retirement system, may obtain allowable service credit in the Minnesota state retirement system by paying to the retirement system an amount equal to four percent of his or her current salary rate multiplied by the days and months of such prior service for which he or she desires to obtain allowable service credit plus a matching amount representing the employer's required contributions, except that the department, at its option, may agree to pay the matching amount on behalf of its employees.

Proof of prior permanent full time service and the duration thereof shall be established by the certification of the department to the executive director of the retirement system. The payments shall be made either in a lump sum or by payroll deduction arranged for on or before July 1, 1980.

The department may use salary savings from this activity to pay the employee's matching contribution.

For the nutrition program, the commissioner of public welfare shall require that the cost of each meal provided shall be conspicuously posted in each facility where meals are served.

Social Services Support

\$ 653,900 \$ 664,900

This appropriation includes \$200,000 for the biennium to conduct a continuing education and training program designed to encourage the fullest degree of reporting of known and suspected cases of child abuse and neglect, including institutional abuse and neglect, and to improve communication and coordination among all agencies in the identification, prevention, and treatment of child abuse and neglect. The program shall inform the general public and professionals of the nature and extent of child abuse and neglect and their responsibilities, obligations and powers under Minnesota Statutes, Sections 245.813, 626.555 and 626.556. It shall also include information relating to the functions and procedures of the county child protection program and child protection team. The commissioner may contract with appropriate state and other agencies for the development of curriculum for and training of professionals in the respective disciplines.

This appropriation includes \$200,000 for the biennium for grants to public and private nonprofit organizations for experimental programs which encourage interagency cooperation in preventing or treating of child abuse and neglect. Each experimental program shall conform to guidelines developed by the commissioner. Applications for grants shall be made in the form prescribed by the commissioner and shall include a method whereby the program can be evaluated on the basis of measurable program objectives. The guidelines and forms prescribed by the commissioner pursuant to this section shall be exempt from the administrative procedures prescribed in chapter 15.

This appropriation includes an appropriation to the commissioner of public welfare from the general fund in the sum of \$25,000 for each year of the biennium for the purpose of providing a grant-in-aid to NewBridge, a protected shelter for juvenile females, for its activities to provide a program that will offer short term residence and support for teenage women who wish to leave their involvement in prostitution. The funds shall be expended subject to the direction of the commissioner of public welfare. This appropriation expires June 30, 1981. It is the intention of the legislature that this shall be a final and non-recurring appropriation.

The commissioner of public welfare shall make a single calculation each year for the distribution of the money for the social services act. The excess resulting from that

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calculation shall cancel to the general fund. Such calculation shall be \$2,700,000 for the biennium.

If separate legislation for the social services act does not pass the 1979 legislature, \$1,350,000 per year of the Title XX money which the state receives shall be allocated to the department of economic security, division of vocational rehabilitation. A like amount of the state appropriation for that department shall cancel to the general fund.

Subd. 4. Income Maintenance 330,165,000 367,795,600
Approved Complement - 256

The amounts that may be expended from this appropriation for each activity are as follows:

Aid to Families with Dependent Children,
Medical Assistance, Minnesota
Supplemental Assistance, and
Catastrophic Health Insurance
\$273,005,100 \$305,065,400
Medical Assistance Deficiency
\$6,109,000 for 1979

The commissioner of public welfare shall provide supplementary grants, not to exceed \$150,000 per year, for aid to families with dependent children and shall include the following costs in determining the amount of the supplementary grants: major home repairs, repair of major home appliances, utility recaps, supplementary dietary needs not covered by medical assistance, and replacement of essential household furnishings and essential major appliances.

Notwithstanding the provisions of Minnesota Statutes, Sections 62E.52, Subdivision 2, Clause (1) and 62E.53, Subdivision 2, Clause (1), the appropriation for catastrophic health insurance includes funds which shall be used, under the Minnesota catastrophic health expense protection act of 1976, to increase payments for the qualified expenses of any eligible person and any dependents in any 12 consecutive months. The payment in 1980 shall not exceed 30 percent of household income up to \$15,000, plus 40 percent of household income between \$15,000 and \$25,000, plus 50 percent of household income in excess of \$25,000. The payment in 1981 shall not exceed 20 percent of household income up to \$15,000, plus 25 percent of household income between \$15,000 and \$25,000, plus 30 percent of household income in excess of \$25,000.

Notwithstanding the provisions of Minnesota Statutes, Sections 62E.52, Subdivision 3a and 62E.53, Subdivision 2, Clause (2), the appropriation for catastrophic health insurance includes funds which shall be used, under the Minnesota catastrophic health expense protection act of 1976, to increase payments for qualified nursing home expenses in fiscal years 1980 and 1981 to include any charges incurred for nursing home services after 24 months of continuous care provided to a person 64 years of age or younger in long-term care facilities.

The commissioner of public welfare in consultation with the commissioner of health is authorized to make the adjustments he deems necessary in the medical assistance and general assistance medical payments to assure expenditures do not exceed the appropriations for such programs. The initial adjustment shall be to eliminate inequities, and any adjustments thereafter shall be on a nondiscriminatory basis.

The commissioner of public welfare shall not transfer any money into the catastrophic health appropriation, but shall make adjustments to assure expenditures do not exceed the appropriation for this program, if such adjustments are necessary. The appropriation for

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positions.

In addition to salary savings, \$500,000 per year is appropriated in the salary account for the state hospitals for this purpose.

As the hospital population decreases, the supportive staff complement shall be reduced in direct proportion.

Nursing Homes - 617

Mental Health Support - 69

The amounts that may be expended from this appropriation for each activity are as follows:

Program Offices

Mentally Ill

\$ 909,200 \$ 909,200

Mentally Retarded

\$ 926,000 \$ 926,000

The commissioner of public welfare may fund up to 70 families for the mentally retarded family subsidy program.

Any unexpended balance remaining in the first year for the program office for mentally retarded shall not cancel, but shall be available for the second year.

Chemically Dependent

\$ 4,151,000 \$ 4,151,000

\$200,000 per year of the appropriation for the American Indian program shall be directed to the problems of Indians in the metropolitan community, as defined in Minnesota Statutes, Section 473.02, Subdivision 5.

The commissioner of public welfare shall set aside an amount of the state appropriation which is equal to the amount of federal reimbursement received for operating expenses of the Mash-ka-wisen residential treatment center. The appropriation which is set aside may not be expended without the approval of the commissioner of public welfare, who shall provide advance notice to the commissioner of finance, the chairman of the senate finance committee and the chairman of the house appropriations committee.

Counties shall consider the option of utilizing a special facility for providing treatment for the chemical dependency problems of American Indians prior to any other referral of American Indian persons. Referring counties shall pay the county's share of the cost of providing this treatment for American Indians who are county residents when referrals are approved by the appropriate county agencies.

The commissioner of public welfare shall present three options to the chairmen of the house appropriations committee and the senate finance committee for an evaluation of the chemical dependency programs. The chairmen will review the options and make a recommendation. The program evaluation shall provide for, but need not be limited to, an examination of the following factors: (1) comparative unit cost of program components including education, outreach, consultation, early detection, diagnosis and referral, training, treatment and administration; (2) comparative success in reaching goals with respect to the number of clients served in specified program components; (3) comparative success in the design and implementation of an effective system of program evaluation; and (4) comparative success in outcomes for persons served, especially in the treatment component.

In allocating state and federal funds for chemical dependency services, priority shall be given to providers who (1) have done well in evaluations of their performance, (2) provide unique services or emphasize alternative or innovative service systems, (3) have

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demonstrated an ability to provide effective early outreach services, or (4) who direct their services primarily to persons who are chemically dependent.

Community Mental Health Centers

\$18,712,300 \$20,677,400

Notwithstanding any law to the contrary, county boards may select the appropriate contiguous region to associate with for community mental health services.

Developmental Achievement Centers

\$ 9,759,100 \$11,053,400

State Hospitals

Current Expense

\$11,818,300 \$11,818,300

Salaries

\$90,496,900 \$90,496,900

Repairs and Replacements

\$1,318,500

Special Equipment

\$ 601,800

Nursing Homes

Current Expense

\$ 1,554,400 \$ 1,554,400

Salaries

\$ 9,525,800 \$ 9,525,800

Repairs and Replacements

\$ 128,800

Special Equipment

\$ 69,600

Mental Health Support

\$ 1,329,000 \$ 1,328,100

Any unexpended balance remaining in the first year for special equipment and repairs and replacements shall not cancel but shall be available for the second year of the biennium.

The information for the budgets for the nursing homes, and hospitals shall be submitted to the 1981 legislature on an individual hospital basis together with a summary budget in the same format as the legislature appropriated money.

Positions and administrative money may be transferred between the various activities within each subdivision in this section, except for the institutions.

The commissioner of public welfare is authorized to establish an imprest cash fund at each of the state operated residential facilities to be utilized for payment to residents participating in on-campus work programs.

Sec. 3. COMMISSIONER OF ECONOMIC SECURITY

Total Department Appropriation 14,881,700 15,543,100

The amounts that may be expended from this appropriation for each program are as follows:

Employment and Training

\$ 3,681,000 \$ 3,614,000

The appropriation in employment and training for the summer youth program shall be

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1981: 1362.9

The amounts that may be expended from the appropriation for each program and activity and the approved complement for each program are more specifically described in the following subdivisions of this section.

Subd. 2. General Support	4,758,900	4,629,600
Approved Complement - 1980:	93.7	
	1981:	88.2

The amounts that may be expended from this appropriation for each activity are as follows:

County Probation Reimbursement
 \$ 1,296,900 \$ 1,445,200

No new positions eligible for county probation reimbursement under this activity shall be added by any county without the written approval of the commissioner of corrections. Any unexpended balance remaining for county probation reimbursement shall cancel to the general fund.

On or before October 30 of each even numbered year, each county or group of counties shall submit to the commissioner of corrections an estimate of the cost for county probation reimbursement. Reimbursement shall be made on the basis of the estimate submitted or the actual expenditure, whichever is less.

Subsidy Programs
 \$388,300 \$394,300

Support
 \$3,073,700 \$2,790,100

This appropriation includes money for training of group home parents in county homes.

Subd. 3. Special Services	5,646,700	4,060,600
Approved Complement - 52.8		

The amounts that may be expended from this appropriation for each activity are as follows:

Health Care
 \$ 1,955,600 \$ 2,013,100

The health care appropriation shall be used to provide professional health care to persons confined in institutions under the control of the commissioner of corrections, and to cover costs of their care in hospitals and other medical facilities not under the control of the commissioner of corrections, including the secure treatment unit operated by the St. Paul - Ramsey Hospital. All reimbursements for such health care services shall be deposited in the general fund.

Any person confined in a state correctional institution for adults who had been adjudicated to be mentally ill and in need of treatment, may be committed to the commissioner of corrections and placed in the psychiatric unit funded in this subdivision.

Education
 \$ 334,400 \$ 334,400

Victim Services
 \$ 3,042,100 \$ 1,395,800

\$2,995,700 of this appropriation shall be used to fund the battered women program heretofore established; to develop and implement a model treatment program for the violent partner of the battered woman, and to extend the battered women advisory task force for an additional two years to June 30, 1981. The commissioner of corrections may authorize the use of a percentage of a grant for the operation of an emergency shelter or

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make a separate grant for the rehabilitation of any facility owned by the grantee and used as a shelter to bring the facility into compliance with state and local laws pertaining to health, fire and safety and to provide security.

\$500,000 of this appropriation shall be available to the commissioner of corrections for awarding grants to cities, counties, and private nonprofit agencies for the provision of services to victims of sexual assault. Application for the grants shall be in a form prescribed by the commissioner. No more than 15 percent of this appropriation may be awarded within any one county. Up to five percent of this appropriation may be used for administrative and evaluation purposes.

Any unexpended balance remaining in the first year for the victim services appropriation shall not cancel, but shall be available for the second year of the biennium.

Support

\$ 314,600	\$ 317,300		
Subd. 4. Community Services		13,156,300	15,175,500
Approved Complement - 1980:	79.4		
	1981:	78.4	

The amounts that may be expended from this appropriation for each activity are as follows:

Probation and Parole

\$1,853,800 \$1,837,100

Residential and Community Programs

\$1,355,800 \$1,407,600

The commissioner of corrections shall evaluate the women helping offenders program, and shall report on such by June 30, 1981.

Community Corrections Act

\$ 9,946,700 \$11,930,800

As counties begin participating in the corrections subsidy act, the complement of the central office shall be reduced by the number of positions transferred to the counties entering the act.

The commissioner of corrections shall select the counties that may participate under the corrections subsidy act after consulting with the appropriate finance committees of the legislature.

Of this appropriation, \$975,000 each year is available to the commissioner of corrections to be applied as a grant to a county or group of counties participating in the community corrections act that retain in the community those offenders for which the penalty of imprisonment provided by law is five years or less. The amount of the grant to each county shall be determined by the commissioner who shall annually project the number of offenders who are retained in the community by participating counties. The commissioner shall allocate this appropriation based on the proportion of offenders retained in all participating counties, but the allocation shall be for no more than 75 percent of the per diem cost at the Minnesota state prison. The commissioner shall make necessary adjustments to the grants at the end of each fiscal year to reflect the actual number of these offenders retained in participating counties.

There shall be established a committee to study the financing of correctional services and the community corrections act in Minnesota. The membership of the committee shall be composed of the following: (a) two members of the Minnesota house of representatives, to be appointed by the speaker of the house; (b) two members of the Minnesota senate, to be appointed by the president of the senate; (c) two representatives of the department of

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corrections, to be appointed by the commissioner; (d) six representatives of community corrections act participating and nonparticipating counties, to be appointed by the association of Minnesota counties. The committee shall report its findings to the state legislature on or before January 1, 1980 and then shall disband as a committee.

No less than the equivalent of four percent of the appropriation made for the community corrections act may be expended for evaluation.

State officers and employees displaced by a county's participation in the community corrections act and hired by the participating county shall, in addition to the benefits provided in Minnesota Statutes 1978, Section 401.04, and in the manner provided therein, retain all fringe benefits and recall from layoff benefits accrued by seniority and enjoyed by them while in the service of the state.

If in any biennium the subsidy is increased by an inflationary adjustment which results in the county receiving more actual subsidy than it did in the previous calendar year, the county shall be eligible for that increase only if the current level of spending is increased by a percentage equal to that increase within the same biennium.

Subd. 5. Correctional

Institutions 31,246,700 31,296,700

Approved Complement - 1143.5

Current Expense

\$6,673,300 \$6,730,600

Salaries

\$23,927,500 \$23,974,100

Special Equipment

\$212,800 \$176,900

Repairs and Replacements

\$433,100 \$415,100

Any unexpended balances in special equipment and repairs and replacements remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Notwithstanding any law to the contrary, effective July 1, 1979 and quarterly thereafter, the commissioner of corrections shall notify the commissioner of administration of the articles, supplies and services available from industrial activities conducted at state correctional institutions, and the commissioner of administration shall purchase from the state correctional institutions those articles, supplies and services needed, by state departments and agencies, unless the commissioner of corrections shall certify that the correctional institutions cannot provide them at a price within five percent of the fair market price for comparable level of quality and within a reasonable delivery time. In determining the fair market price the commissioner of administration shall use competitive bidding or consider open market bid prices in previous years for similar products and services, plus inflationary increases.

The commissioner of corrections shall collect a damage deposit from all staff who reside in housing on the grounds of the Thistledeew Corrections Camp at Togo, Minnesota and deposit the moneys in a savings account in a bank at interest. Withdrawals therefrom may be made to defray the cost of any damage to the residence caused by the tenant or to return the deposit to the tenant with accrued interest if the residence be vacated without damage. The commissioner shall keep accurate records in the name of each tenant so that the interest may be credited to the proper account.

Changes or additions indicated by underline deletions by strikeout

The commissioner of corrections shall study and determine the most appropriate location for women committed to the Minnesota Correctional Institution for Women. Such report shall be submitted by November 15, 1979, to the chairmen of the senate finance committee and house appropriations committee.

Sec. 5. SENTENCING GUIDELINES COMMISSION

Salaries, Supplies and Expense	194,800	194,800
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The sentencing guidelines commission shall cease operations by July 1, 1983.

Sec. 6. CORRECTIONS OMBUDSMAN

Salaries, Supplies and Expense	223,800	223,800
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Sec. 7. COMMISSIONER OF HEALTH

Total Department Appropriation	22,606,300	23,410,200
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Total Department

Approved Complement - 1980: 320

1981: 321

The amounts that may be expended from this appropriation for each program and the approved complement for each are as follows:

Preventive and Personal Health Services

Approved Complement - 180.8

\$ 8,179,200 \$ 7,971,200

Any unexpended balance remaining in the first year for wells, soil and chemical analysis, shall not cancel, but shall be available for the second year.

Notwithstanding any law to the contrary, the fee the commissioner of health charges for medical laboratory services may increase up to \$3, to cover costs, effective July 1, 1979.

Funds shall not be denied under Minnesota Statutes 1978, Section 145.925, Subdivision 3 to any applicant that provides community services in a multi-service center located in a building, upon which actual construction was begun before June 1, 1979, adjacent to a school building, where no indoor access other than emergency exits exists between the two buildings, and where the only family planning services provided to minors are counseling services.

Health Systems Quality Assurance

Approved Complement - 1980: 64.7

1981: 65.7

\$ 2,462,100 \$ 2,479,800

Of this appropriation \$269,700 for fiscal year 1980 and \$269,700 for fiscal year 1981 are appropriated from the trunk highway fund for emergency medical services activities.

Notwithstanding any law to the contrary, the commissioner of health shall use joint commission on accreditation of hospitals accreditation as evidence of licensure for all hospitals so accredited except where review of the summary report inspections of the joint commission on accreditation of hospitals indicates a need for further inspections.

Notwithstanding any law to the contrary, the commissioner of health shall make grants to agencies which are publicly owned or nonproprietary operated by charitable organizations, for the purpose of converting hospitals having fewer than 40 acute care beds to nursing homes, provided that a certificate of need has been issued for the conversion. Such grants shall be only for those hospitals which convert 100 percent of

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their beds to nursing home beds. The grant shall be for up to 50 percent of the remodeling costs, not exceeding \$150,000 per facility. \$700,000 per year is appropriated for this purpose in the health systems quality assurance program. If any facility which receives a grant under this provision is sold, the seller shall return a portion of the grant amount to the state. The seller shall retain 10 percent of the grant amount for each year of operation under his continuous ownership. The state shall be entitled at the time of the sale to the remaining amount plus interest. Any unexpended balance remaining in the first year shall not cancel, but shall be available for the second year of the biennium.

Notwithstanding the provisions of sections 144A.01 to 144A.17, the commissioner of health shall routinely inspect nursing homes on a biennial basis to assure compliance with sections 144A.01 to 144A.17 and any rules promulgated thereunder. Nothing in this section may limit the ability of the commissioner to make nonroutine inspections of nursing homes, to inspect nursing homes for purposes of determining compliance with sections 144.651 and 144.652, to inspect nursing homes pursuant to complaints or to reinspect nursing homes to determine compliance with a correction order.

Health Support Services

Approved Complement - 74.5

\$11,965,000 \$12,959,200

This appropriation includes \$25,000 each year of the biennium for grants to the migrant in action program located in St. Paul for the purpose of providing health care and referral services to migrant and ex-migrant agricultural workers.

As counties begin participating in the community health services act, the complement of the department shall be reduced by the number of positions transferred to the counties entering the act.

For the purposes of the community health services act, the commissioner of finance may authorize the transfer of money to the community health services activity from the other programs in this section.

If the appropriation for community health services or services to children with handicaps is insufficient for either year, the appropriation for the other year shall be available by direction of the governor after consulting with the legislative advisory commission.

Notwithstanding any law to the contrary, the formula for community health services act shall be increased by seven percent each year of the 1979-1981 biennium.

Sec. 8. HEALTH RELATED BOARDS

Subdivision 1. Board of Chiropractic

Examiners 38,700 38,700

Subd. 2. Board of Dentistry 195,800 199,000

Subd. 3. Board of Medical Examiners 299,100 299,100

Subd. 4. Board of Nursing 556,200 556,200

Subd. 5. Board of Examiners for Nursing Home Administrators 64,200 64,200

Notwithstanding the provision of section 144A.04, subdivision 5, a nonproprietary retirement home having less than 15 licensed nursing home beds may share the services of a licensed administrator with a nonproprietary nursing home having less than 150 licensed nursing home beds which is located within 25 miles of the retirement home.

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Subd. 6. Board of Optometry	35,600	35,600
Subd. 7. Board of Pharmacy	224,400	224,400
Subd. 8. Board of Podiatry	5,400	5,400
Subd. 9. Board of Psychology	49,000	51,100
Subd. 10. Board of Veterinary Medicine	21,800	21,800

Subd. 11. The commissioner of finance shall not permit the allotment, encumbrance, or expenditure of any money appropriated in this section in excess of the anticipated biennial revenues.

Effective July 1, 1979, this provision shall not apply to transfers from the general contingent account to pay for any legal and investigative services provided by the office of the attorney general or the services of the state office of hearing examiners when the costs of services rendered exceed the amount appropriated for these services; and provided the amount transferred does not exceed the amount of surplus revenue accumulated during the previous five years.

Sec. 9. CONTINGENT FOR STATE

INSTITUTIONS

600,000

This appropriation shall be used for emergency purposes and for the purchase of food, clothing, drugs, utilities, and fuel for any of the institutions for which an appropriation is made in this act. No expenditure shall be made from this appropriation without the direction of the governor after consultation with the legislative advisory commission.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

The allowance for food may be adjusted annually according to the United States department of labor, bureau of labor statistics publication wholesale price index, upon the approval of the governor. Adjustments shall be based on the June, 1979, wholesale food price index, but the adjustment shall be prorated if the wholesale food price index adjustment would require money in excess of this appropriation.

Sec. 10. CONTINGENT FOR HIGH

SECURITY FACILITY

3,000,000

No expenditure shall be made from this appropriation without the direction of the governor after consultation with the legislative advisory commission.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year.

Sec. 11. RECEIPTS. All funds, sums of money, or other resources provided or to be received as shown in the biennial budget document or in working papers of the two appropriations committees, including all receipts, collections, legislative allocations, transfers, and other income and receipts properly belonging to and to be used for financing activities, programs, and other projects other than the institutions now or hereafter under the supervision and jurisdiction of the commissioner of public welfare not otherwise specifically designated as income or credits to other state departments or funds by law, shall be credited to and become a part of the appropriations provided for in section 2, subdivisions 2, 3, and 4. Any such receipts in excess of those shown in the biennial budget shall not be available without the written approval of the governor who shall consult with the legislative advisory commission.

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Sec. 12. **PROVISIONS.** Money appropriated under this act for the purchase of provisions within the item "current expense" shall be used solely for that purpose. The amounts appropriated for provisions are shown on the worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the offices of the commissioner of finance. Any money so provided and not used for purchase of provisions shall be cancelled into the fund from which appropriated, except that money so provided and not used for the purchase of provisions because of population decreases may be transferred and used for the purchase of medical and hospital supplies after consultation with the legislative advisory commission.

Sec. 13. **TRANSFERS.** Subdivision 1. The commissioner of public welfare, the commissioner of corrections, the commissioner of economic security and the commissioner of health shall not transfer any money to or from personnel services, or claims and grants, as shown on the official worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of finance, except for those transfers that have the written approval of the governor, who shall consult with the legislative advisory commission.

Subd. 2. The commissioner of public welfare and the commissioner of health by direction of the governor after consulting with the legislative advisory commission may transfer unobligated appropriation balances and positions among all programs.

Subd. 3. The commissioner of corrections may transfer appropriations and authorized positions among all subdivisions in the best interest of the security and rehabilitation programs and for more efficient utilization of personnel and facilities. Transfers shall be made with the written approval of the governor after consulting with the legislative advisory commission.

Sec. 14. **APPROVED COMPLEMENT.** The approved complements indicated in this act are full time equivalent positions and apply only to positions paid for with money appropriated by this act.

Additional employees over the number of the approved complement may be employed on the basis of public necessity or emergency with the written approval of the governor, but the governor shall not approve the additional personnel until he has consulted with the legislative advisory commission. Any requests for increases in the approved complement shall be forwarded to the appropriate committees on finance of the legislature not less than 30 days prior to the legislative advisory commission meeting.

Sec. 15. **[15.065] FISCAL NOTES.** Notwithstanding any other law to the contrary, the departments of health, public welfare, economic security, corrections and the health related boards shall not put into effect any rule, regulation, or standard, which has a fiscal impact in excess of \$100,000 annually without first providing the house appropriations and the senate finance committees with fiscal notes.

Sec. 16. **COMPUTER SYSTEM DEVELOPMENT.** In all cases where an appropriation made in this act includes money for computer system development, development shall not proceed beyond PRIDE phase I until the project has been reviewed

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and approved by the commissioners of administration and finance. All approved projects shall be reported to the chairmen of the house appropriations committee and senate finance committee to receive their recommendation on the project. In the case of rejected projects, the commissioner of finance shall cancel the unencumbered balance of the appropriation allotted for development of the project.

Sec. 17. The appropriation for the employment and training program in the department of economic security, section 3, shall be available immediately.

Sec. 18. Minnesota Statutes 1978, Section 256B.44, Subdivision 2, is repealed.

Approved June 5, 1979.

CHAPTER 337—S.F.No.1504

An act relating to the organization and operation of state government; appropriating money for maintenance of various semi-state activities and for other purposes with certain conditions; authorizing basic life insurance and health benefits coverage for employees of semi-state agencies; amending Minnesota Statutes 1978, Sections 43.43, Subdivision 2; 43.491, Subdivision 2; 84B.11, Subdivision 2; 114A.04, by adding a subdivision; 138.01, by adding a subdivision; 139.10, Subdivision 2; 139.17, Subdivision 2; 139.18, Subdivisions 1 and 2; and 388.19.

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

Section 1. **SEMI-STATE ACTIVITIES; APPROPRIATIONS.** The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1980", and "1981", wherever used in this act, mean that the appropriation or appropriations listed thereunder are available for the year ending June 30, 1980, or June 30, 1981, respectively.

	SUMMARY BY FUND		
	1980	1981	TOTAL
General	\$ 9,967,900	\$ 9,964,000	\$19,931,900
Tr. Hwy.	47,500	47,500	95,000
TOTAL	\$10,015,400	\$10,011,500	\$20,026,900
	APPROPRIATIONS		
	Available for the Year		
	Ending June 30		
	1980	1981	

Sec. 2. GENERAL GOVERNMENT

Subdivision 1. Great

Lakes Commission	\$34,500	\$36,000
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Subd. 2. Minnesota-

Wisconsin Boundary Area

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