

recommendations concerning what type of sound abatement measure should be implemented for each area. The report shall also summarize the information gathered from a study of all acoustical barriers constructed in this state and shall include the following: the effect of acoustical barriers on noise levels at abutting property lines; the effect of acoustical barriers on the value of abutting real property; the opinions of abutting property owners on the effectiveness and desirability of acoustical barriers; and the advantages and disadvantages of using measures other than acoustical barriers for sound abatement.

Sec. 20. **OLD GILLETTE HOSPITAL; DISPOSITION.** The commissioner of administration may sell the state-owned property formerly known as the Gillette state hospital for crippled children in the manner which will realize the greatest return to the state. The sale, however, shall be made only after advertising the sale of the property and inviting sealed bids which shall be opened at the time specified and read aloud. The sale shall be made to the highest responsible bidder. The advertisement of the sale shall be made in local and national publications including but not limited to such publications as the Wall Street Journal and the New York Times. The state reserves the right to reject any and all bids.

Sec. 21. **EFFECTIVE DATE.** This act is effective the day following final enactment.

Approved April 5, 1978.

**CHAPTER 792-H.F.No.2494**

[Coded in Part]

*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 building bonds; limiting capital improvements at vocational-technical schools; appropriating money; amending Minnesota Statutes 1976, Sections 121.21, Subdivision 4a; 121.214, Subdivisions 1, 3, and by adding a subdivision; 124.564; repealing Minnesota Statutes, 1977 Supplement, Sections 16.015 and 16.016.*

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

Section 1. **PUBLIC LAND AND BUILDINGS; BUILDING FUND APPROPRIATIONS.** The sums set forth in the column designated "APPROPRIATIONS" are appropriated from the state building fund, or any other fund designated, to the 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

STATE-WIDE	\$6,000,000
STATE PLANNING AGENCY	600,000
CAPITOL COMPLEX	4,215,700

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

DULUTH GOVERNMENT SERVICES CENTER	11,500,000
NATURAL RESOURCES	2,579,950
VETERANS HOME	984,100
EDUCATION	4,229,600
STATE UNIVERSITIES	10,188,100
COMMUNITY COLLEGES	9,362,966
UNIVERSITY OF MINNESOTA	30,233,162
MINNESOTA HISTORICAL SOCIETY	3,624,050
TRANSPORTATION	1,625,000
CORRECTIONS	4,641,209
PUBLIC WELFARE	16,850,000
STATE BUILDING CONTINGENT	200,000
BOND SALE EXPENSES	65,000
TOTAL - ALL FUNDS	\$106,898,837
Building Fund	102,774,237
Vocational-Technical Building Fund	4,124,600
	APPROPRIATIONS
	\$

#### Sec. 2. STATE-WIDE.

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

6,000,000

Subd. 2. Provide access for the handicapped

4,000,000

This appropriation shall not be expended for physical remodeling wherever accessibility for the handicapped may be provided by program changes including rescheduling, relocation of classes, or other methods.

The commissioner of administration shall present a proposed work program to the chairmen of the house appropriations and senate finance committees and the council for the handicapped for review and comment prior to encumbering money for accessibility remodeling.

Subd. 3. Energy conservation

2,000,000

The appropriations in this subdivision are only for energy projects that have an estimated payback in energy savings in five years or less.

The commissioner of administration shall present a proposed work program to the chairmen of the house appropriations and senate finance committees for review and comment prior to encumbering money for energy conservation.

None of this appropriation shall be used for painting walls.

#### Sec. 3. STATE PLANNING AGENCY.

To the director of the state planning agency for local outdoor athletic court grants pursuant to section 4.36, subdivision 4

600,000

#### Sec. 4. CAPITOL COMPLEX.

To the commissioner of administration for the purposes specified in this section

4,215,700

(a) Replace surface of plaza on west side of capitol

165,600

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

(b) Replace roof on administration and centennial buildings	248,000
(c) Rebuild centennial east entrance to conserve energy and strengthen exterior glass wall	120,000
(d) Replace roof and sky light in the historical building	147,000
(e) Complete preliminary design and prepare working drawings for remodeling state office building including provision for additional hearing rooms for the legislature and state agencies.	

The unencumbered balance of the appropriation made in Laws 1973, Chapter 778, Section 6, Subdivision 1, Clause (2) is reappropriated for this purpose.

(f) Plan for state office space needs	300,000
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The commissioner of administration shall conduct studies including: A detailed analysis of the office space needs of the state of Minnesota for the next five years; the comparative economic advantages and disadvantages for the state of Minnesota of the construction, purchase or leasing of needed state office space; the economic impact of the construction, purchase or leasing of state office space in the city of St. Paul and Ramsey county; alternative locations and cost estimates for constructing a building or buildings of sufficient size to office the departments of agriculture, pollution control agency, natural resources and other state agencies presently leasing office space, and provision of adequate laboratory space, and sufficient parking facilities. The studies shall review and not duplicate previous studies and plans.

Upon completion of the studies, the commissioner of administration shall report to the chairmen of the senate finance and house appropriations committees his recommendations for meeting state office space needs and shall receive their recommendations thereon. Failure of the chairmen to make a recommendation promptly is deemed a negative recommendation.

The commissioner of administration may proceed with preliminary plans after the chairmen have made their recommendations.

The locations of proposed buildings need not be in the capitol area as defined by Minnesota Statutes 1976, Section 15.50. If any of the buildings are to be constructed within the capitol area, the capitol area architectural and planning board shall proceed in accordance with Minnesota Statutes, Section 15.50. The costs of the competition shall be paid from this appropriation.

(g) Coal power plant plans	300,000
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This appropriation is available if the city of St. Paul has not notified the state by December 31, 1978 of its intention to proceed with the development of a district heating plant from which the state can purchase steam heat.

(h) Power plant chiller and extension of piping systems	872,000
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(i) Rehabilitate the building at 117 University Avenue	600,000
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This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 2, Subdivision 3.

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

(j) Acquire land and rehabilitate the building at 1246 University avenue for the bureau of criminal apprehension 1,109,000

This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 2, Subdivision 2. The paragraphs in that subdivision requiring 50 percent federal participation are cancelled.

(k) Reforest and landscape capitol area 354,100

Areas landscaped shall include the following:

Rice-University-Park-Sherburne block  
Park-University-Capitol-Sherburne block  
Cass Gilbert Memorial Park  
South mall  
State office and DOT building areas

Sec. 5. DULUTH: GOVERNMENT SERVICES CENTER.

To the commissioner of administration for the purposes specified in this section 11,500,000

(a) Working drawings 500,000

Prior to the preparation of working drawings, the commissioner of administration shall present the program and schematic plans to the chairman of the senate finance committee and the chairman of the house appropriations committee who shall make their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

(b) Acquire site and construct government services center in Duluth 11,000,000

No land shall be acquired nor construction contracts solicited until the commissioner of administration has consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendations which shall be advisory only.

Construction shall not commence until the state has obtained long-term commitments from political subdivisions and, if possible, federal government agencies, as tenants of the building.

The commissioner of administration is authorized to design this structure so as to provide office space by lease to other governmental units. In addition, the commissioner may lease space to commercial tenants until such time as the space is needed for state agencies or other governmental units.

The commissioner of administration shall pay real estate taxes on that portion of the government services center which is leased to private users.

Sec. 6. NATURAL RESOURCES.

To the commissioner of administration for the purposes specified in this section 2,579,950

(a) Plan for Brainerd regional and area headquarters 35,000

Consideration shall be given to incorporation of the headquarters with a consolidated government service center.

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

- (b) Construct and equip consolidated Grand Rapids regional and area headquarters 2,148,750
- (c) Construct and equip Bemidji regional shop and warehouse 252,000
- (d) Construct and equip drill core library at Hibbing mineral office 144,200

Sec. 7. VETERANS HOME.

To the commissioner of administration for the veterans home 984,100

Projects and estimated costs are as follows:

- (a) Replace boiler - state share 457,800
- (b) Connect building 6 to new facility - with walkway - state share 52,500
- (c) Convert to new voltage system - state share 64,750
- (d) Renovate utility tunnels - state share 118,650
- (e) Construct sewer lift station - state share 22,650
- (f) Construct and equip nursing care facility at the veterans home - state share 267,750

This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 3, Subdivision 1.

Sec. 8. EDUCATION.

Subdivision 1. To the state board of education or the commissioner of administration for the purposes more specifically described in the following subdivisions of this section 4,229,600

Subd. 2. To the state board of education for post-secondary vocational-technical construction in the school districts listed in this subdivision 4,124,600

- (a) School District No. 697, Eveleth 529,600

The total cost of the construction project shall not exceed \$974,000, whether paid from state, local, or federal funds.

- (b) School District No. 578, Pine City 500,000

The total cost of the construction project shall not exceed \$1,000,000, whether paid from state, local, or federal funds.

This appropriation shall not be spent until the vocational-technical division of the department of education has investigated alternative forms of construction for the post-secondary vocational-technical construction project at School District No. 578 and has submitted 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 shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a

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

negative recommendation.

(c) School District No. 564,

Thief River Falls 1,160,000

This appropriation shall not be spent until School District No. 564 has submitted schematic plans to the chairman of the senate finance committee and the chairman of the house appropriations committee and the chairmen have made their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

The total cost of the construction shall not exceed \$2,320,000, whether paid from state, local or federal funds.

(d) School District No. 181,

Brainerd 350,000

This appropriation is for construction to house programs that are presently housed in rented space. Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 181 may transfer an amount not to exceed \$350,000 to its capital expenditure fund for use as the local match for this construction. No state debt service aid shall ever be paid for this construction.

The total cost of the construction shall not exceed \$700,000, whether paid from state, local or federal funds.

(e) School District No. 535,

Rochester 163,000

This appropriation is for construction to replace the rented garage space and to move and rebuild two greenhouses. Notwithstanding the provisions of any law to the contrary, the Rochester state hospital may give two greenhouses to school district No. 535. Notwithstanding the the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 535 may transfer an amount not to exceed \$163,000 to its capital expenditure fund for use as the local match for this construction. No state debt service aid shall ever be paid for this construction.

The total cost of the construction shall not exceed \$326,000, whether paid from state, local, or federal funds.

(f) School District No. 742,

St. Cloud 180,000

Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 742 may use an amount not to exceed \$180,000 from its capital expenditure fund for the local match for this construction. No state debt service aid shall ever be paid for this construction.

The total cost of the construction shall not exceed \$360,000, whether paid from state, local or federal funds.

(g) School District No. 583,

Pipestone 560,000

The total cost of the construction project shall not exceed \$1,120,000, whether paid from state, local, or federal funds.

(h) School District No. 891,

Canby 232,000

This appropriation is for construction to house the diesel farm equipment and parts manager programs. Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 891 may use an amount not to exceed \$200,000 from its capital expenditure fund for use as the local match for this

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

construction. No state debt service aid shall ever be paid for this construction. The total construction cost shall not exceed \$432,000, whether paid from state, local or federal funds.

(i) School District No. 347, Willmar 450,000

Notwithstanding the provisions of Minnesota Statutes, Section 121.912, Subdivision 1, as amended, school district No. 347 may transfer an amount not to exceed \$225,000 to its capital expenditure fund for use as the local match for this construction. State debt service aid shall be paid only on the portion of this construction that is paid for with proceeds of local bonds.

The total cost of the construction project shall not exceed \$900,000, whether paid from state, local, or federal funds.

(j) School District No. 256, Red Wing

The district may spend up to \$500,000 of money already available in its construction fund for the purpose of remodeling or constructing buildings on land donated to the district for an energy education center.

The appropriations in this subdivision are from the vocational-technical building fund.

Subd. 3. To the commissioner of administration for a fire and life safety system at the Minnesota school for the deaf 105,000

Sec. 9. STATE UNIVERSITIES.

Subdivision 1. To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section 10,188,100

Subd. 2. Bemidji Campus 4,279,000

(a) Remodeling of Deputy and Sanford Halls 3,679,000

(b) Construct receiving/warehouse building 200,000

(c) Installation of Automated Control System 400,000

Subd. 3. Mankato Campus 4,057,100

(a) Completion of Highland Campus Consolidation 3,600,000

(b) Retrofit Trafton Center 207,100

(c) Plans for Conversion to Coal Plant 250,000

Subd. 4. Moorhead Campus 607,800

(a) Remodeling of Fine Arts Center 324,000

(b) Rehabilitation of Windows, Installation of Elevator and Ramps - Lohmen Hall 156,000

(c) Assessments 9,800

(d) Plans for Conversion to Coal Plant 118,000

Subd. 5. St. Cloud Campus 992,200

(a) Hallenbeck Addition - Planning Funds 213,000

Changes or additions indicated by underline deletions by strikethrough

(b) Construct Maintenance Building	540,000	
(c) Audio Visual Retrieval System	170,000	
(d) Assessments	69,200	
Subd. 6. Winona Campus - Land Acquisition		143,000
Subd. 7. Systemwide - O.S.H.A. Requirements		109,000

Sec. 10. COMMUNITY COLLEGES.

To the commissioner of administration to plan, construct and equip facilities at the following community colleges

		9,362,966
(a) Inver Hills	2,311,000	
(b) Metropolitan	3,454,250	
(c) Vermillion	585,000	
(d) Normandale	2,987,716	
(e) Itasca	25,000	

Sec. 11. UNIVERSITY OF MINNESOTA.

Subdivision 1. To the regents of the University of Minnesota for the purposes more specifically described in the following subdivisions of this section

		30,233,162
Subd. 2. At the University of Minnesota Minneapolis Campus		17,589,153

(a) Preliminary Planning for Recycling East Bank Buildings 200,000

To study and prepare a report outlining the necessary remodeling and space reassignment resulting in the most effective use of existing east bank buildings.

(b) Civil/Mineral Engineering 680,000

This appropriation is for working drawings to build and equip a facility not to exceed a total cost of \$17,200,000.

(c) Studio Arts remodeling 300,000

(d) Music Building 410,000

This appropriation is for working drawings to build and equip a facility not to exceed a total cost of \$12,400,000.

The balance remaining in Laws 1973, Chapter 778, Section 7, Subdivision 2 (1) is reappropriated for this purpose.

(e) Remodeling of Folwell Hall 1,000,000

(f) Remodeling of Nicholson Hall 1,900,800

(g) Remodeling of Cooke Hall and Norris Gymnasium 905,267

(h) Upgrade Utility Services and Remodel Chemistry Laboratories in Smith Hall 2,400,000

(i) Theater Arts Equipment-Rarig Center 225,000

(j) Primary Electric System - Health Sciences 300,564

(k) Remodeling of Variety Club Heart Hospital, 4th floor ventilation 194,238

(l) Pollution control and Heating Plant Expansion 3,673,000

(m) Primary Electric System 556,810

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



(n) Water Distribution System	202,554
(o) Sewer Separation	320,220
(p) Media equipment-Rarig Center	770,700
(q) Tree removal and replacement	100,000
(r) Upgrade for Physically Handicapped, University-wide	1,000,000
(s) O.S.H.A. Projects, University-wide	750,000
(t) Energy Retrofit, University-wide	1,500,000
(u) Energy Conservation, University- wide	200,000

The amounts in (i) and (p) are the final appropriations for the completion of those projects.

Subd. 3. At the University of Minnesota

St. Paul Campus	3,083,358
(a) Vocational Education - Working Drawings	295,537
(b) Agronomy and Plant Genetics, Soil Sciences and Plant Pathology Additions - Working Drawings	574,103
(c) Completion of McNeal Hall Remodeling	170,000
(d) Veterinary medicine - Phase II	

Balances remaining in appropriations made in Laws 1973, Chapter 778, Section 7, Subdivision 1, Clause (2) are available to revise the existing plans for Phase II of veterinary medicine facilities to accommodate the needs of a class of 80 entering students. Results and recommendations shall be submitted to the legislature by January 15, 1979.

(e) Maintenance and Central Storage Building	540,000
(f) Expansion of Intramural Sports Facilities	300,000
(g) Roadway project and fencing	700,000
(h) Improvement of Water Distribution	169,884
(i) St. Anthony Storm Sewer Assessment	140,334
(j) Plot land irrigation system	185,000
(k) Poultry research and teaching facility	8,500

This appropriation is to study the location for and preliminary planning of a poultry research and teaching facility at a campus or station presently owned by the university of Minnesota. The appropriation is not available until an equal amount is provided by other than state resources. A report shall be submitted to the legislature by February 15, 1979.

Subd. 4. At the University of Minnesota Duluth Campus	1,343,715
(a) Preliminary Plans and working drawings for a Business and Economics Building	50,000
(b) Remodeling of social sciences, home economics, humanities, and Alworth hall	218,292

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

(c) Coal Gasifier Plant - State share	643,223	
(d) Utility improvements	232,200	
(e) Water distribution system improvements	200,000	
Subd. 5. At the University of Minnesota Morris Campus		
Remodeling of Laboratory Facilities in Science Building		120,000
Subd. 6. At the University of Minnesota Crookston Campus		3,312,763
(a) Construct and equip Food Services Building	2,600,000	
(b) Physical Education Building and Outdoor Recreation areas - Working Drawings	142,763	
(c) Road and campus improvements	300,000	
(d) Heating Plant improvements	270,000	
Subd. 7. At the University of Minnesota Waseca Campus		2,737,523
(a) Construct and Equip Classroom Laboratory Building and additon to Special Purpose Laboratories	2,568,000	
(b) Heating Plant improvements	45,360	
(c) Construct and equip Greenhouse	55,163	
(d) Development of Outdoor Physical Education Facilities.	69,000	
Subd. 8. At University of Minnesota Rosemount experiment station		
Feed mixing and handling facility		409,000
Subd. 9. At the University of Minnesota Northwest Experiment Station at Crookston		194,340
(a) Completion of Storm Water System	100,000	
(b) Auditorium remodeling	35,000	
(c) Field Lab building	59,340	
Subd. 10. At the University of Minnesota North Central Experiment Station at Grand Rapids		192,000
(a) Construct silo with unloader and bunk feeder	27,000	
(b) Construct and Equip Greenhouse	150,000	
The appropriation made by Laws 1976, Chapter 348, Section 6, Subdivision 7 is canceled.		
(c) Construct chemical storage facility	15,000	
Subd. 11. At the University of Minnesota West Central Experiment Station at Morris		62,000

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

(a) Construct Machinery Storage Building	47,000	
(b) Construct Chemical Storage Facility	15,000	
Subd. 12. At the University of Minnesota Southern Experiment Station at Waseca		165,000
(a) Construct Shop and Farm Operations Center	150,000	
(b) Construct Chemical Storage Facility	15,000	
Subd. 13. At the University of Minnesota Southwest experiment station at Lamberton		16,782
Resurface roadway and parking lot		
Subd. 14. At the University of Minnesota Cloquet Forestry Center		105,599
(a) Remodel Dining and Kitchen Facilities	50,000	
(b) Cabin addition and remodeling	15,000	
(c) Polishing Pond for Sewage Treatment	30,240	
(d) Sewer lines	10,359	
Subd. 15. At the University of Minnesota Lake Itasca Forestry and Biological Station		78,848
(a) Construct and equip Resident Manager's House and Office	40,000	
(b) Dining Hall and Kitchen rehabilitation	38,848	
Subd. 16. At the University of Minnesota Cedar Creek Natural History Area		
Remodeling of Bio-Electronics Laboratory		42,470
Subd. 17. At the University of Minnesota Horticultural Research Center - Excelsior		87,000
(a) Chain Link Fence	65,000	
(b) Construct Pesticides Storage Facility	22,000	
Subd. 18. At the University of Minnesota Landscape Arboretum - Chaska		152,611
(a) Machine shed expansion	37,303	
(b) Sewer Connection to Chanhassen's System	115,308	
Subd. 19. At the University of Minnesota Hormel Institute at Austin		
Construct and Equip Small Animal Holding Facility		541,000
Sec. 12. MINNESOTA HISTORICAL SOCIETY.		
Subdivision 1. To the Minnesota historical society for the purposes more specifically described in the following subdivisions of this section		3,624,050
Subd. 2. Construct Fort Snelling		

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

Visitor Center	2,977,944
(a) Building design and construction supervision	207,764
(b) Special Excavation	234,350
(c) General Construction	1,697,130
(d) Mechanical/Electrical	464,200
(e) Site work	163,500
(f) Furnishings	211,000

Project costs shown in this subdivision are estimates only.

Federal money received pursuant to the Great River Road project formula shall be deposited in the general fund as reimbursement for this state expenditure.

Subd. 3. Restore and repair Split Rock Lighthouse	130,000
Subd. 4. Acquire and restore James J. Hill house	458,000
(a) Acquisition	250,000

Federal money received for this project shall be deposited in the general fund as reimbursement for this state expenditure.

(b) Restoration, repairs, code compliance, and furnishings	208,000
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#### Sec. 13. TRANSPORTATION.

To the commissioner of transportation to construct trunk highway rest area facilities as listed below	1,625,000
Anchor Lake	575,000
Fisher (including information center)	250,000
Watonwan River	260,000
Little Rock	540,000

Project costs shown in this section are estimates only.

#### Sec. 14. CORRECTIONS.

To the commissioner of administration for the purposes specified in this section	4,641,209
(a) Safety and Health	1,600,000
(b) Renovations	1,097,518
(c) Power plants	1,050,600

Prior to the expenditure of the \$1,000,000 appropriated for the Minnesota state prison for the power plant, the departments of administration and corrections shall submit to the chairman of the senate finance committee and the chairman of the house appropriations committee a plan for the expenditure of the appropriation.

(d) General projects	893,091
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#### Sec. 15. PUBLIC WELFARE.

To the commissioner of administration for the purposes specified in this section	16,850,000
(a) Plan, construct and equip a 165 bed security hospital at St. Peter	8,700,000

This appropriation includes architect fees, contingencies, and site preparation.

(b) Life safety	2,000,000
(c) Renovation	2,700,000

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

(d) Air conditioning	800.000
(e) Power plants	1,650.000
(f) General projects	1,000.000

\$95,000 of this appropriation is for security remodeling for emotionally disturbed retarded residents at Minnesota Learning Center.

It is in the public interest to proceed with expedience to implement appropriations in this section at the state hospitals. Therefore, state officers in charge of construction are authorized to retain designing architects and engineers currently working on similar projects at these hospitals without complying with the provisions of Minnesota Statutes 1976, Chapter 16, insofar as they relate to selection of architects and engineers.

**Sec. 16. STATE BUILDING CONTINGENT.**

To the commissioner of administration for the state building contingent account 200,000

This appropriation may be spent for plans, studies and surveys, and for alterations, betterments, construction, reconstruction, improvements, or rehabilitation of any state owned building or structure, if it appears to the commissioner that the expenditure is necessary in the public interest in order to avoid injury or damage to persons or property and money has not been otherwise appropriated for these purposes. The commissioner, however, shall not authorize any expenditures from the account until he has first consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and has received their recommendations thereon. The recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

**Sec. 17. BOND SALE EXPENSES.**

To the commissioner of finance for bond sale expenses pursuant to Minnesota Statutes, Sections 16A.64, Subdivision 4; and 121.215, Subdivision 3 65,000

**Sec. 18. BOND SALE; DEBT SERVICE.** Subdivision 1. 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 the amount of \$102,775,000 in the manner and upon the terms prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and by the Constitution, Article XI, Sections 4 to 7.

Subd. 2. To provide the money appropriated in this act from the vocational-technical building fund the commissioner of finance is authorized upon request of the state board of education to sell and issue vocational-technical building bonds of the state in the amount of \$4,125,000 in the manner and upon the terms prescribed in Minnesota Statutes, Section 121.215 and by the Constitution, Article XI, Sections 4 to 7. The proceeds of the bonds, except as provided in Minnesota Statutes, Section 121.215, Subdivision 5, are appropriated to the vocational-technical building fund for expenditure in accordance with this act.

**Sec. 19. CONSULTATION REQUIRED.** No land shall be purchased and no buildings shall be purchased, constructed, or erected on lands of the university until the regents have first consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendation,

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

which shall be advisory only.

**Sec. 20. REVIEW OF PLANS.** Neither the commissioner of administration nor the board of regents of the university of Minnesota shall prepare final plans and specifications for any building 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 shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

**Sec. 21. 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 as to appropriations made to him and the regents as to appropriations made to them 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 and the regents of the university of Minnesota 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. 22. APPROPRIATIONS FOR CONSTRUCTION; FEDERAL MONEY; EXCEEDING AUTHORIZED COST.** The commissioner of administration, the commissioner of transportation, the director of the historical society, and the board of regents of the university of Minnesota 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 and the board of regents have 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 shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

**Sec. 23. METHODS OF ACQUISITION.** Where money has been appropriated by this act to the commissioner of administration to acquire lands or sites for public buildings or real estate, acquisition may be by gift, purchase, or condemnation proceedings. Condemnation proceedings shall be pursuant to chapter 117.

**Sec. 24.** Minnesota Statutes 1976, Section 121.21, Subdivision 4a, is amended to read:

Subd. 4a. No district shall expend funds from any source for ~~construction of, additions to or expansion of facilities of~~ the acquisition or betterment of lands or buildings or for capital improvements needed for an area vocational-technical school without the approval of the state board and authorization by specific legislative act if ~~the construction, addition that acquisition, betterment or expansion~~ capital improvement requires the expenditure of an amount equal to or greater than \$150,000, or adds more

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than 1,000 gross square feet to a post-secondary vocational facility, or requires the issuance of school district bonds. No acquisition or betterment of lands or buildings or capital improvement which requires the expenditure of an amount less than \$150,000 but equal to or greater than \$75 per pupil unit in average daily membership in the school \$50,000 or which changes the perimeter walls of an existing facility shall be carried out without the approval of the state board. No construction, addition acquisition or betterment of lands or buildings or expansion capital improvement which requires the expenditure of less than \$75 per pupil unit in average daily membership in the school and \$50,000, which does not change a perimeter wall and which does not require the issuance of school district bonds, shall be carried out without the approval of the commissioner of education. As used in this subdivision, the terms "acquisition" and "betterment", as applied to lands and buildings, and "capital improvement" shall have the meanings ascribed to them in Minnesota Statutes, Chapter 475, but shall not include the acquisition or betterment of machinery or equipment.

Sec. 25. Minnesota Statutes 1976, Section 121.214, Subdivision 1, is amended to read:

**121.214 VOCATIONAL-TECHNICAL BUILDING FUND.** Subdivision 1. **PURPOSE.** A vocational-technical building fund is created as a separate bookkeeping account in the general books of the state for the purpose of providing money appropriated to the state board of education for the acquisition and betterment of public land, buildings, and capital improvements needed for the area vocational-technical education program of the state; ~~as established and annually revised in the state plan for the administration of vocational education, for which the state board of education is responsible under the provisions of sections 121.21, 123.351, 124.53 to 124.62, and other applicable laws.~~

Sec. 26. Minnesota Statutes 1976, Section 121.214, Subdivision 3, is amended to read:

Subd. 3. **DISBURSEMENTS.** Disbursements from the fund shall be made by the state treasurer upon the order of the commissioner of finance at the times and in the amounts requested by the state board of education in accordance with the applicable appropriation acts, for grants to school districts for the acquisition and betterment of land, buildings, and capital improvements for area vocational-technical institutes; These grants shall only be made upon the conditions and in accordance with all standards, and criteria, and priorities established in the state plan board rules and in the legislative act authorizing the specific post-secondary vocational facilities project.

Sec. 27. Minnesota Statutes 1976, Section 121.214, is amended by adding a subdivision to read:

Subd. 4. The purpose of this section is to change the method of funding post-secondary vocational facilities from post-secondary vocational debt service aid pursuant to section 124.564 to direct state appropriations from the vocational-technical building fund. Eighty-five percent of the cost of post-secondary vocational facilities authorized by specific legislative act after January 1, 1979 shall be financed through

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appropriations from the vocational-technical building fund and 15 percent of the cost of these facilities shall be financed by the school district operating the post-secondary vocational-technical school. No local bonds shall be authorized, issued, or sold, nor shall any election be held to authorize the issuance of bonds, if the proceeds will be used to finance a project for which specific legislative approval is required, until after that specific legislative approval has been given.

Sec. 28. Minnesota Statutes 1976, Section 124.564, is amended to read:

**124.564 POST-SECONDARY VOCATIONAL DEBT SERVICE AID, Subdivision 1.** The state board for vocational education shall provide, for credit against the debt service levy of qualifying districts, post-secondary vocational debt service aid equal to the state portion of debt service costs. The state portion of debt service costs shall equal the amount necessary to make payments due in each school year ending June 30 with respect to qualifying bonds issued to finance post-secondary vocational facilities and interest thereon, multiplied by the average of the district's nonresident reimbursement percentage pursuant to Minnesota Statutes 1974, Section 121.21, Subdivision 5, in fiscal years ended June 30, 1973, 1974, and 1975. For purposes of the computation of debt service aid, qualifying bonds shall include only:

(a) bonds issued prior to January 1, 1978;

(b) bonds issued after January 1, 1978, to finance post-secondary vocational facilities projects which receive funds appropriated in section 8 of this act; and

(c) bonds issued at any time to refund the bonds described in (a) and (b). No district shall qualify for this post-secondary vocational debt service aid unless it has certified a levy in the total amount required by section 475.61, for collection in the calendar year in which the aid credit is to be given.

Subd. 2. There shall be no post-secondary vocational debt service aid for the state portion of debt service costs for bonds issued on or after January 1, 1978 to finance post-secondary vocational facilities and interest thereon, unless these bonds are issued to finance post-secondary vocational facilities projects which receive funds appropriated in section 8 of this act.

Subd. 3. Post-secondary vocational debt service aid shall be computed each year before October 1; ~~commencing~~ ~~October 1, 1976~~, by the state board for vocational education with reference to each school district bond issue financing post-secondary vocational facilities as a the percentage specified in subdivision 1 of the sum of the ~~bonds principal~~ and interest ~~to~~ on qualifying bonds which will become due in the school year commencing on the following July 1.

Subd. 4. The amount for each school district shall be certified by the board on or before October 1 to the school district, and to the county auditors of all counties containing taxable property within the school district, and to the state commissioner of finance. This amount shall be deducted by the county auditors from the amount of the debt service levies of the school district to be assessed and extended against the taxable

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property therein for collection in the following year, and shall be payable instead from the appropriation made by this section.

Subd. 5. The commissioner of finance shall issue to the state treasurer warrants for payment of one-half of the amount to the treasurer of the school district on or before July 15 and one-half thereof on or before November 15 in the following year, in lieu of the distributions of this amount otherwise payable by county treasurers at these times under the provisions of section 276.11.

Subd. 6. The amount of ~~\$7,500,000~~ necessary is annually appropriated from the general fund to the respective districts entitled to these payments, for expenditure in fiscal years beginning with fiscal year 1978. This appropriation shall not lapse until and unless otherwise provided by law, but shall be reduced by the amount of any funds specifically appropriated for the same purpose in any year from any state fund. In the event that the appropriation is revoked in any future year, the state board for vocational education shall certify this fact to each school district theretofore entitled to an aid credit under this subdivision.

Subd. 7. The appropriation heretofore made for post-secondary vocational debt service aid payable in the school year ending June 30, 1977, is confirmed, and the board shall continue to provide for the payment of debt service aids therefrom at or before the due dates of school district bonds and interest in that school year. In addition, the state board for vocational education shall pay to districts which expended cash balances to finance the construction of new post-secondary vocational facilities and which the state board prior to May 15, 1975 agreed to repay for these expenditures the amount of the repayment specified in the agreement. Funds received in repayment shall revert to the fund of origin in the district.

Sec. 29. **REPEALER.** Minnesota Statutes, 1977 Supplement, Sections 16.015 and 16.016 are repealed.

Sec. 30. **EFFECTIVE DATE.** This act is effective the day following final enactment.

Approved April 5, 1978.

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CHAPTER 793-H.F.No.2527

[Coded in Part]

*An act relating to the organization and operation of state government; clarifying, supplementing, and providing for deficiencies in appropriations for the expenses of state government with certain conditions; providing for payment of claims; transferring certain duties and appropriations; shortening time for cancellation of certain drafts; clarifying campaign financing requirements; authorizing fees and special accounts in certain cases; clarifying certain salary limits; providing certain insurance benefits; eliminating preparation of insurance abstracts; requiring certain insurance coverage; authorizing use of prison industries*

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