

CHAPTER 146 — S.F.No. 705

An act relating to Blue Earth county; providing for the taxation of the Rapidan Dam power generating facility.

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

Section 1. **RAPIDAN DAM; BLUE EARTH COUNTY.**

Notwithstanding Minnesota Statutes, sections 272.02, subdivision 1, clause (19), 295.44 or other law, the power generating facility in Blue Earth county known as the Rapidan Dam is subject to property taxation and exempt from the gross earnings tax provided by section 295.44.

Sec. 2. **LOCAL APPROVAL.**

This act is effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the Blue Earth county board.

Approved May 17, 1983

CHAPTER 147 — S.F.No. 843

An act relating to veterans; authorizing the commissioner of veterans affairs to accept gifts; revising the procedure for purchasing veterans grave markers; authorizing an imprest cash fund at veterans homes; providing for the disposal of abandoned property of veterans at veterans homes; amending Minnesota Statutes 1982, section 197.23; proposing new law coded in Minnesota Statutes, chapters 196 and 198; and repealing Minnesota Statutes 1982, section 198.055.

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

Section 1. **[196.052] GIFT ACCEPTANCE AND INVESTMENT.**

On the behalf of the state, the commissioner may accept any gift, grant, bequest, or devise made for the purposes of chapters 196, 197, and 198. The commissioner must administer the funds as directed by the donor. All funds must be deposited in the state treasury and, except as provided for in sections 198.16, 198.161, and 198.23, are credited to the veterans affairs endowment, bequest, and devises fund. The balance of the fund is annually appropriated to the commissioner of veterans affairs to accomplish the purposes of chapters 196, 197, and 198. Funds received by the commissioner under this section or 198.16, 198.161, and 198.23 in excess of current needs must be invested by the state board of investment in accordance with section 11A.24. Disbursements from this fund must be in the manner provided for the issuance of other state warrants.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

The commissioner may refuse to accept any gift, grant, bequest, or devise if acceptance would not be in the best interest of the state or Minnesota's veterans.

Sec. 2. Minnesota Statutes 1982, section 197.23, is amended to read:

197.23 MAY PROVIDE MARKERS PURCHASE OF GRAVE MARKERS.

Subdivision 1. AUTHORIZATION. The commissioner of veterans affairs may, upon the petition of any five reputable freeholders of any township or municipality, or of any patriotic or ex-servicemen's organization, procure for and furnish to the petitioners some suitable and appropriate metal socket and an appropriate marker for the grave of each and every soldier, sailor, marine, or nurse who served with honor in the forces of the United States and who is buried within the limits of the state, to be placed on the grave of such soldier, sailor, marine, or nurse for the purpose of permanently marking and designating the grave for memorial purposes provide, within available funds and upon request of a county veterans service officer or any congressionally chartered veterans organization, an appropriate marker for the grave of any veteran as defined under section 197.447. Any marker provided must be used for memorial purposes to permanently mark the grave of a veteran buried within the limits of the state.

Subd. 2. ACCOUNT FOR MARKER PURCHASE. An account must be created by the department of finance under the control of the commissioner of veterans affairs that must be used to purchase markers. The commissioner shall provide the available funds for each county in the ratio of the number of markers placed in the county to the total number of markers placed in approximately the same ratio as funds that may be received from that county to the total amount of funds. The funds of each county includes the county government and any donations from organizations and individuals that are headquartered or resident in the county.

Sec. 3. [198.231] PERSONAL PROPERTY OF DISCHARGED RESIDENTS.

Personal property of discharged residents of the veterans home that remains unclaimed for one year after his or her discharge may be inventoried, appraised, and sold. The proceeds from the sale must be deposited into the state treasury. Proceeds from the sale of personal property and any funds held on behalf of the resident in the member's depository accounts must be credited to a separate state account and disposed of in accordance with sections 345.41 to 345.43.

Sec. 4. [198.266] IMPREST CASH FUNDS.

The commissioner may establish an imprest cash fund in accordance with section 15.191, subdivision 2. The purpose of the fund is to maintain sufficient money to satisfy normal demand withdrawal requests from residents of the

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veterans homes as provided for in section 198.265. The fund may also be utilized for the payment of costs for residents to participate in on campus work therapy programs.

Sec. 5. **REPEALER.**

Minnesota Statutes 1982, section 198.055, is repealed.

Approved May 17, 1983

CHAPTER 148 — S.F.No. 900

An act relating to retirement; teachers; definitions, coordination with social security benefits, and various administrative changes; amending Minnesota Statutes 1982, sections 354.05, subdivisions 2 and 35; 354.44, subdivision 5; 354.52, subdivision 4; and 354.63, subdivision 2; and Laws 1982, Third Special Session chapter 1, article 2, section 7.

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

Section 1. Minnesota Statutes 1982, section 354.05, subdivision 2, is amended to read:

Subd. 2. **TEACHER.** "Teacher" includes any person who renders service as a teacher, supervisor, principal, superintendent, or librarian in the public schools of the state located outside of the corporate limits of the cities of the first class as those cities were so classified on January 1, 1979, or in the state universities, or in any charitable or state institution including penal and corrective institutions supported, in whole or in part, by public funds, or who is engaged in educational administration in connection with the state public school system, including the state university system and state community college system, but excluding the University of Minnesota, whether the position be a public office or an employment, not including members of any general governing or managing board or body connected with the systems, or the officers of common, independent, special, or associated school districts, or unorganized territory. The term shall also include an employee of the teachers retirement association unless the employee is covered by the Minnesota state retirement system by virtue of prior employment by the association, and any nurse, counselor, social worker, therapist or psychologist who renders service in the public schools as defined above or in state universities. The term shall also include any person who renders teaching service on a part time basis and who also renders other services for a school district. In such cases, the teachers retirement association shall have the authority to determine whether all or none of the combined employment shall be covered by the teachers retirement association. The term does not mean any person who works for a school or institution as an independent contractor. The

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