

commission, that the commission make facilities it constructs, acquires, or improves for I-394 with funds provided under this ~~provision~~ section available to all transit providers on a nondiscriminatory basis, as the board defines these terms.

(d) The limitation contained in this subdivision does not apply to refunding bonds issued by the council.

Sec. 2. APPLICATION.

This act applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Presented to the governor May 26, 1989

Signed by the governor May 30, 1989, 11:45 a.m.

CHAPTER 284—H.F.No. 761

An act relating to judgments; providing a reasonable exemption for employee benefits; amending Minnesota Statutes 1988, section 550.37, subdivision 24.

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

Section 1. Minnesota Statutes 1988, section 550.37, subdivision 24, is amended to read:

Subd. 24. **EMPLOYEE BENEFITS.** The debtor's right to receive present or future payments, or payments received by the debtor, under a stock bonus, pension, profit sharing, annuity, individual retirement account, individual retirement annuity, simplified employee pension, or similar plan or contract on account of illness, disability, death, age, or length of service:

(1) to the extent the plan or contract is described in section 401(a), 403, 408, or 457 of the Internal Revenue Code of 1986, as amended, or payments under the plan or contract are or will be rolled over as provided in section 402(a)(5), 403(b)(8), or 408(d)(3) of the Internal Revenue Code of 1986, as amended; or

(2) to the extent of the debtor's aggregate interest under all plans and contracts up to a present value of \$30,000 and additional amounts under all the plans and contracts to the extent reasonably necessary for the support of the debtor and any spouse or dependent of the debtor.

Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment and applies retroactively to April 12, 1988.

New language is indicated by underline, deletions by ~~strikeout~~.

Presented to the governor May 30, 1989

Signed by the governor June 1, 1989, 11:35 p.m.

CHAPTER 285—H.F.No. 1423

An act relating to nursing home admission agreements; prohibiting use of blanket waivers of liability by continuing care facilities and nursing homes; requiring nursing home admission agreements to be available to the public and clarifying that such agreements are consumer contracts; prohibiting nursing homes from requiring third party guarantors; requiring nursing homes to identify their status as medical assistance providers; prohibiting use of blanket consents for treatment; requiring written acknowledgment that residents have received a copy of the patients' bill of rights; providing requirements for registration of dental assistants; including emotionally abused children among children in need of protection services; changing licensure requirements for dental assistants; providing penalties; amending Minnesota Statutes 1988, sections 80D.04, by adding a subdivision; and 150A.06, subdivision 2a; and 260.015, subdivision 2a, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 144 and 256B; repealing Minnesota Statutes 1988, section 150A.06, subdivision 7.

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

Section 1. Minnesota Statutes 1988, section 80D.04, is amended by adding a subdivision to read:

Subd. 6. WAIVERS OF LIABILITY PROHIBITED. (a) A contract between a facility and resident or resident's representative must not include a waiver of facility liability for the health and safety or personal property of a resident while the resident is under the facility's supervision. A contract must not contain a provision that the facility knows or should know to be deceptive, unlawful, or unenforceable under state or federal law, nor any provision that requires or implies a lesser standard of care or responsibility than is required by law.

(b) This subdivision applies to new admissions to facilities on and after October 1, 1989. This subdivision does not require the execution of a new admission contract for a resident who was residing in a facility before the enactment of this subdivision. However, provisions of the admission contract that are inconsistent with or in conflict with this subdivision are voidable at the sole option of the resident. Residents must be given notice of the changes in admission contracts according to this subdivision and must be given the opportunity to execute a new contract that conforms to this subdivision.

Sec. 2. [144.6501] NURSING HOME ADMISSION CONTRACTS.

Subdivision 1. DEFINITIONS. For purposes of this section, the following terms have the meanings given them.

New language is indicated by underline, deletions by ~~strikeout~~.