

chief judge shall notify the patient, the county attorney of the county of commitment, the designated agency, the commissioner, the head of the treatment facility, any interested person, and other persons the chief judge designates, of the time and place of the hearing on the petition. The notice shall be given at least 14 days prior to the date of the hearing. The hearing shall be within 45 days of the filing of the petition. Any person may oppose the petition. The appeal panel may appoint examiners and may adjourn the hearing from time to time. It shall hear and receive all relevant testimony and evidence and make a record of all proceedings. The patient, patient's counsel, and the county attorney of the committing county may be present and present and cross-examine all witnesses.

Sec. 6. **INSTRUCTION TO REVISOR.**

In Minnesota Statutes 1992 and subsequent editions of the statutes, the revisor of statutes shall change the term "declaration" to "living will" wherever that term appears in Minnesota Statutes, chapter 145B.

Presented to the governor May 20, 1991

Signed by the governor May 22, 1991, 5:51 p.m.

CHAPTER 149—H.F.No. 132

An act relating to energy; improving energy efficiency by prohibiting incandescent lighting in certain exit signs; requiring amendments to building codes and standards to increase energy efficiency; requiring state agencies to use funds allocated for utility expenditures to buy certain replacement bulbs; amending Minnesota Statutes 1990, sections 16B.61, subdivision 3; and 299F.011, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Section 1. **[16B.126] FUNDS FOR ENERGY EFFICIENT BULBS.**

State agencies in the executive, legislative, and judicial branches that purchase replacement bulbs in accordance with section 16B.61, subdivision 3, paragraph (k), must use money allocated for utility expenditures for the purchase.

Sec. 2. Minnesota Statutes 1990, section 16B.61, subdivision 3, is amended to read:

Subd. 3. **SPECIAL REQUIREMENTS.** (a) **SPACE FOR COMMUTER VANS.** The code must require that any parking ramp or other parking facility constructed in accordance with the code include an appropriate number of spaces suitable for the parking of motor vehicles having a capacity of seven to 16 persons and which are principally used to provide prearranged commuter transportation of employees to or from their place of employment or to or from a transit stop authorized by a local transit authority.

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(b) **SMOKE DETECTION DEVICES.** The code must require that all dwellings, lodging houses, apartment houses, and hotels as defined in section 299F.362 comply with the provisions of section 299F.362.

(c) **DOORS IN NURSING HOMES AND HOSPITALS.** The state building code may not require that each door entering a sleeping or patient's room from a corridor in a nursing home or hospital with an approved complete standard automatic fire extinguishing system be constructed or maintained as self-closing or automatically closing.

(d) **CHILD CARE FACILITIES IN CHURCHES.** A licensed day care center serving fewer than 30 preschool age persons and which is located in a below ground space in a church building is exempt from the state building code requirement for a ground level exit when the center has more than two stairways to the ground level and its exit.

(e) **FAMILY AND GROUP FAMILY DAY CARE.** The commissioner of administration shall establish a task force to determine occupancy standards specific and appropriate to family and group family day care homes and to examine hindrances to establishing day care facilities in rural Minnesota. The task force must include representatives from rural and urban building code inspectors, rural and urban fire code inspectors, rural and urban county day care licensing units, rural and urban family and group family day care providers and consumers, child care advocacy groups, and the departments of administration, human services, and public safety.

By January 1, 1989, the commissioner of administration shall report the task force findings and recommendations to the appropriate legislative committees together with proposals for legislative action on the recommendations.

Until the legislature enacts legislation specifying appropriate standards, the definition of Group R-3 occupancies in the state building code applies to family and group family day care homes licensed by the department of human services under Minnesota Rules, chapter 9502.

(f) **MINED UNDERGROUND SPACE.** Nothing in the state building codes shall prevent cities from adopting rules governing the excavation, construction, reconstruction, alteration, and repair of mined underground space pursuant to sections 469.135 to 469.141, or of associated facilities in the space once the space has been created, provided the intent of the building code to establish reasonable safeguards for health, safety, welfare, comfort, and security is maintained.

(g) **ENCLOSED STAIRWAYS.** No provision of the code or any appendix chapter of the code may require stairways of existing multiple dwelling buildings of two stories or less to be enclosed.

(h) **DOUBLE CYLINDER DEAD BOLT LOCKS.** No provision of the code or appendix chapter of the code may prohibit double cylinder dead bolt locks in

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existing single-family homes, townhouses, and first floor duplexes used exclusively as a residential dwelling. Any recommendation or promotion of double cylinder dead bolt locks must include a warning about their potential fire danger and procedures to minimize the danger.

(i) **RELOCATED RESIDENTIAL BUILDINGS.** A residential building relocated within or into a political subdivision of the state need not comply with the state energy code or section 326.371 provided that, where available, an energy audit is conducted on the relocated building.

(j) **AUTOMATIC GARAGE DOOR OPENING SYSTEMS.** The code must require all residential buildings as defined in section 325F.82 to comply with the provisions of sections 325F.82 and 325F.83.

(k) **EXIT SIGN ILLUMINATION.** The code must prohibit the use of incandescent bulbs, except for battery-powered back-up bulbs, in internally illuminated exit signs.

Sec. 3. Minnesota Statutes 1990, section 299F.011, is amended by adding a subdivision to read:

Subd. 4c. EXIT SIGN ILLUMINATION. The uniform fire code must prohibit the use of incandescent bulbs, except for battery-powered back-up bulbs, in internally illuminated exit signs.

Sec. 4. [16B.165] ENERGY EFFICIENCY IN BUILDING CODES.

Subdivision 1. ENERGY EFFICIENCY. By August 1, 1991, the commissioner of public service, in consultation with the commissioner of administration, shall solicit outside information under Minnesota Statutes, section 14.10, on proposed amendments to the Minnesota building code. The commissioner shall begin rulemaking to adopt the amendments by February 1, 1993. So far as is compatible with interests of public health and safety, the amendments must be designed to equal or exceed the most energy-conserving codes adopted by any other state. To the extent practicable, the codes must equal or exceed the model conservation standards proposed by the Pacific Northwest Power Planning Council for climate zones having 8,000 to 10,000 heating degree days.

Subd. 2. ENERGY EFFICIENCY; COMMERCIAL HEATING, VENTILATION, AND AIR CONDITIONING. By August 1, 1991, the commissioner of public service shall solicit outside information under Minnesota Statutes, section 14.10, on proposed codes or standards for commercial heating, ventilation, and air conditioning systems and installations to assure that new and remodeled commercial development in Minnesota is as energy efficient as practicable and compatible with public health and safety. The commissioner shall begin rulemaking to adopt the codes by February 1, 1993.

Sec. 5. EFFECTIVE DATE.

Sections 2 and 3 are effective January 1, 1994, and apply to all internally illuminated exit signs in use on or after that date.

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

Presented to the governor May 20, 1991

Signed by the governor May 22, 1991, 5:55 p.m.

CHAPTER 150—H.F.No. 1657

An act relating to claims against the state; providing for payment of various claims; appropriating money.

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

Section 1. DEPARTMENT OF CORRECTIONS.

Subdivision 1. The sums set forth in this section are appropriated from the general fund to the commissioner of corrections for payment to the persons named in this section in full and final payment of claims against the state. These appropriations are available until June 30, 1992.

Subd. 2. Ovis Adonay, at Minnesota correctional facility - Stillwater, for artists' supplies lost due to mishandling by prison staff.....\$25.00.

Subd. 3. Charles Croud, 3550 Penn Avenue North, Apartment #3, Minneapolis, MN 55422, for injury to his left index finger sustained while working at Minnesota correctional facility - Stillwater.....\$1,875.00.

Subd. 4. William Daher, 685 106th Lane Northwest, Apartment #3, Coon Rapids, MN 55433, for injury to the third finger on his left hand sustained while working at Minnesota correctional facility - Stillwater.....\$1,875.00.

Subd. 5. Daniel Goodbear, Minnesota correctional facility - Lino Lakes, for belongings lost due to mishandling by prison staff.....\$75.00.

Subd. 6. William Helenboldt, Minnesota correctional facility - Stillwater, for injury to his left hand sustained while working at Minnesota correctional facility - Stillwater, \$11,400.00.

Subd. 7. Carla Rae Horn, 1697 Ford Parkway, St. Paul, MN 55116, for damage to a television set due to mishandling by prison staff at Shakopee.....\$50.00.

Subd. 8. Perry Immerman, 236 Clifton Avenue, Minneapolis, MN 55403, for injuries sustained to his right thumb while working at Minnesota correctional facility - Lino Lakes.....\$1,125.00.

Subd. 9. Peter Jessen, c/o James Reichert, Attorney, 915 Grain Exchange Building, 400 South 4th Street, Minneapolis, MN 55415, for injury to his left thumb, index and middle fingers sustained while working at Minnesota correctional facility - Lino Lakes.....\$19,125.00.

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