

65B, 79, or 79A, or under section 471.61 or 471.617, must pay the transferred expense in addition to any payments due under existing contracts with the hospital, surgical center, pharmacy medical supplies distributor, or health care provider, to the extent allowed under federal law. A third-party purchaser of health care services includes, but is not limited to, a health carrier, integrated service network, or community integrated service network that pays for health care services on behalf of patients or that reimburses, indemnifies, compensates, or otherwise insures patients for health care services. A third-party purchaser shall comply with this section regardless of whether the third-party purchaser is a for-profit, not-for-profit, or nonprofit entity. A wholesale drug distributor may transfer additional expense generated by section 295.52 obligations to entities that purchase from the wholesaler, and the entities must pay the additional expense. Nothing in this section limits the ability of a hospital, surgical center, pharmacy medical supplies distributor, wholesale drug distributor, or health care provider to recover all or part of the section 295.52 obligation by other methods, including increasing fees or charges.

(b) Each third-party purchaser regulated under any chapter cited in paragraph (a) shall include with its annual renewal for certification of authority or licensure documentation indicating compliance with paragraph (a). If the commissioner responsible for regulating the third-party purchaser finds at any time that the third-party purchaser has not complied with paragraph (a), the commissioner may by order fine or censure the third-party purchaser or revoke or suspend the certificate of authority or license of the third-party purchaser to do business in this state. The third-party purchaser may appeal the commissioner's order through a contested case hearing in accordance with chapter 14.

**Sec. 13. EFFECTIVE DATE.**

Sections 1 to 12 are effective the day following final enactment.

Presented to the governor April 14, 1997

Signed by the governor April 15, 1997, 2:05 p.m.

**CHAPTER 32—S.F.No. 1052**

*An act relating to state lands; authorizing the board of trustees of Minnesota state colleges and universities to convey certain land.*

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

**Section 1. AUTHORIZATION FOR CONVEYANCE OF LAND.**

(a) Notwithstanding the provisions of Minnesota Statutes, sections 94.09 to 94.16 and 103F.535, the board of trustees of Minnesota state colleges and universities may convey all or any part of the land in Clay county described in this section to the city of Moorhead or Moorhead public service. The conveyance may be for fair market value or less than fair market value, as determined by the board of trustees of Minnesota state colleges and universities, and shall be subject to terms and conditions required by the board of trustees of Minnesota state colleges and universities. The quitclaim deed conveying said

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

land must be in a form approved by the attorney general, reserve all minerals and mineral rights to the state of Minnesota, and contain a reverter and such other reservations, covenants, easements, restrictions, terms, and conditions required by the board of trustees of Minnesota state colleges and universities.

(b) The land that may be conveyed is described as follows: That part of the Southeast Quarter of Section 9, Township 139 North, Range 48 West, described as follows:

Beginning at a point on the North-South quarter line of said Section 9, said point being located 356.47 feet South of the center of said Section 9; thence South along said North-South quarter line in said Section 9 a distance of 1152.05 feet; thence North 89 degrees, 36 minutes, 30 seconds East on a line which parallels an existing fence line and is 10 feet North of said existing fence line a distance of 1050.78 feet; thence North 36 degrees, 44 minutes, 30 seconds West along the South right-of-way of trunk Highway No. 52 a distance of 1428.62 feet; thence North 89 degrees, 59 minutes West a distance of 196.04 feet to the point of beginning.

(c) The description may be revised in accordance with a survey of the land prepared by a licensed land surveyor if necessary to correct any deficiencies in the description. Any such revised description must be approved by the attorney general.

Presented to the governor April 14, 1997

Signed by the governor April 16, 1997, 10:10 a.m.

### CHAPTER 33—S.F.No. 305

*An act relating to civil actions; modifying and clarifying provisions governing lawsuits by prisoners inmates; amending Minnesota Statutes 1996, sections 244.035; and 563.02, subdivision 3.*

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

Section 1. Minnesota Statutes 1996, section 244.035, is amended to read:

#### 244.035 SANCTIONS RELATED TO LITIGATION.

The commissioner shall develop disciplinary sanctions to provide infraction penalties for an inmate who submits a frivolous or malicious claim as determined under section 563.02, subdivision 3, or who is determined by the court to have testified falsely or to have submitted false evidence to a court. Infraction penalties may include loss of privileges, punitive segregation, loss of good time, or adding discipline confinement time. The determination of the commissioner regarding disciplinary sanctions under this section is limited to the nature and extent of the infraction penalty to be imposed. The commissioner is bound by the finding of the court that the inmate submitted a frivolous or malicious claim, testified falsely, or submitted false evidence.

Sec. 2. Minnesota Statutes 1996, section 563.02, subdivision 3, is amended to read:

Subd. 3. **DISMISSAL OF ACTION.** (a) The court may, as provided by this subdivision, dismiss, in whole or in part, an action in which an affidavit has been filed under

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