

eration of the center. In developing plans for the facility, the ~~commissioner~~ city must consult with the small business development center located at Rainy River Community College.

(c) Hockey Hall of Fame

\$200,000 the first year is for a grant to the hockey hall of fame in Eveleth for capital improvements and building and grounds maintenance. Any money not spent the first year is available the second year.

(d) American Bald Eagle Center

\$450,000 the first year is for a grant to the city of Wabasha to acquire and prepare a site for and to predesign and design the American Bald Eagle Center, to be available until June 30, 1999.

Sec. 22. **EFFECTIVE DATE.**

Sections 1, 19, 20, and 21 are effective on the day following final enactment.

Presented to the governor April 2, 1998

Signed by the governor April 3, 1998, 1:05 p.m.

**CHAPTER 360—S.F.No. 2192**

*An act relating to corporations; clarifying the application of certain statutory requirements for corporations created by political subdivisions; authorizing the ratification of a nonprofit corporation by Brown county; amending Minnesota Statutes 1997 Supplement, section 465.715, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1997 Supplement, section 465.715, is amended by adding a subdivision to read:

Subd. 1a. APPLICATION. Except as provided by subdivision 2, subdivision 1 only applies to a corporation for which a certificate of incorporation is issued by the secretary of state on or after June 1, 1997. A corporation that had been issued a certificate of incorporation before June 1, 1997, may continue to operate as if it had been created in compliance with subdivision 1. This subdivision expires July 1, 1999.

**Sec. 2. BROWN COUNTY ECONOMIC DEVELOPMENT CORPORATION.**

(a) The Brown county board of commissioners may ratify the creation of the nonprofit corporation formed by filing articles with the office of the secretary of state on Oc-

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

tober 3, 1990, under the name Brown County Economic Development Partners, Inc. under Minnesota Statutes, chapter 317A, for the purposes of economic development and related activities. The corporation shall have the following specific powers, in addition to other powers otherwise provided by law:

(1) to purchase, hold, lease, sell, develop, mortgage, encumber, or otherwise acquire or dispose of property, whether real, personal, or mixed, tangible, or intangible;

(2) to issue bonds, debentures, or obligations of the corporation from time to time for any of the corporate purposes, and to secure them by mortgage pledge, deed, trust, or otherwise;

(3) to acquire the goodwill, rights, property, and assets of all kinds, and to undertake the whole or any part of the liabilities of any person, firm, association, or corporation;

(4) to give any guaranty for the performance of any obligation or understanding; and

(5) to provide a reasonable amount of operating capital for material assistance in the accomplishment of the corporate purposes.

(b) Beginning July 1, 1998:

(1) individuals affiliated with or employed by the corporation are not liable for the obligations of the corporation to the same extent as persons similarly affiliated or employed with nonprofit corporations governed by Minnesota Statutes, chapter 317A, or county government, whichever exemption from liability is greater. Notwithstanding any provisions of Minnesota Statutes, chapter 317A, to the contrary, the corporation is also subject to all provisions of law applicable to counties;

(2) a meeting of the board of directors of the corporation, which otherwise must comply with Minnesota Statutes, section 471.705, may be closed when discussing information about a business if public dissemination might divulge proprietary matters, or competitive business strategies to the detriment of participating or prospective businesses;

(3) the corporation must submit an annual budget and independent audit to the county board that must be made available to the public; the state auditor may conduct the audit, but it must be conducted separately from the audit the state auditor conducts of Brown county;

(4) before the corporation makes an expenditure of \$100,000 or more, whether by grant, loan, or otherwise, the expenditure must be approved by the Brown county board after a public hearing called by the board with at least ten days' published notice in the official newspaper of the county;

(5) the issuance of bonds, debentures, or other obligations does not constitute a general obligation of the county and is not subject to Minnesota Statutes, chapter 475;

(6) the corporation is not subject to Minnesota Statutes, section 471.345; and

(7) an officer or employee of the corporation is not a "public employee" within the meaning of Minnesota Statutes, section 353.01, subdivision 2, nor is the position a "public employment position" within the meaning of Minnesota Statutes, section 375.58, subdivision 1.

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

Sec. 3. **LOCAL APPROVAL.**

Section 1 is effective the day following final enactment. Section 2 is effective retroactive to July 10, 1990, upon approval by the governing body of Brown county and compliance with Minnesota Statutes, section 645.021, subdivision 3.

Presented to the governor April 3, 1998

Became law without the governor's signature April 7, 1998

**CHAPTER 361—H.F.No. 3184**

*An act relating to health; providing for voluntary reporting of alcohol abuse by a pregnant woman; providing for assessments and services; amending Minnesota Statutes 1996, section 13.99, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 626.*

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

Section 1. Minnesota Statutes 1996, section 13.99, is amended by adding a subdivision to read:

Subd. 112a. REPORTS OF ALCOHOL ABUSE. Data on persons making reports under section 626.5563 are classified under section 626.5563, subdivision 5.

Sec. 2. **[626.5563] REPORTING PRENATAL EXPOSURE TO ALCOHOL ABUSE.**

Subdivision 1. DEFINITION. For purposes of this section, "abuse of alcohol" means:

(1) the person has required detoxification for alcohol intoxication during the pregnancy; or

(2) the person is found to have a possible alcohol problem through the use of a validated alcohol screening test approved by the commissioner of human services.

Subd. 2. REPORT PERMITTED. (a) If a person mandated to report under section 626.556, subdivision 3, knows or has reason to believe that a woman is pregnant and has knowingly abused alcohol after she knows of the pregnancy, the person may:

(1) arrange for a chemical use assessment conducted according to rules adopted by the commissioner of human services under section 254A.03, subdivision 3, and confirm that the recommendations indicated by the assessment are followed; or

(2) immediately report to the local welfare agency or maternal child substance abuse project.

(b) If the woman is referred for a chemical use assessment under paragraph (a), clause (1), and fails to obtain an assessment or refuses to comply with the recommendations of the assessment, a report must be made to the local welfare agency or maternal child substance abuse project providing services to the area where the woman resides.

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