

CHAPTER 362—H.F.No. 3830

An act relating to claims; providing for payment of certain claims against the state; authorizing reimbursement of certain costs and fees; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

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

Section 1. DEPARTMENT OF AGRICULTURE.

The department of agriculture shall pay \$16,692.19 to Minnesota Clean Fuels, Inc. of Dundas, Minnesota, as a full and final payment of its claim for ethanol development payments under Minnesota Statutes, section 41A.09, for the quarter ended September 30, 1996.

Sec. 2. BUREAU OF CRIMINAL APPREHENSION.

The bureau of criminal apprehension shall reimburse special agent Raymond S. Di-Prima \$4,028.62 for legal expenses incurred in performing official duties.

Sec. 3. DEPARTMENT OF CORRECTIONS.

Subdivision 1. SENTENCING TO SERVICE AND COMMUNITY SERVICE.
The amounts in this subdivision are appropriated from the general fund to the commissioner of corrections for payment under Minnesota Statutes, section 3.739, to service providers as indicated in this section in full and final payment of claims against the state for medical services provided to individuals who were injured while performing community service or sentencing to service work for correctional purposes. These appropriations are available until June 30, 1999.

(a) For claims under \$500 each and other claims already paid by the department \$5,298.86.

(b) For medical services provided to Keith Fimon, who suffered injuries while performing sentencing to service work in Hennepin county \$1,269.53.

(c) For medical services provided to Chery Kimbley, who suffered injuries while performing sentencing to service work in Crow Wing county \$2,161.44.

(d) For medical services provided to Wilbert Lewis, who suffered chest pain while performing sentencing to service work in Hennepin county \$3,850.55.

(e) For medical services provided to Clarence Sam, who suffered injuries while performing sentencing to service work in Crow Wing county \$1,378.61.

Subd. 2. INMATE INJURIES. The amounts in this subdivision are appropriated from the general fund to the commissioner of corrections for payment under Minnesota Statutes, section 3.738, to persons as indicated in this section in full and final payment of their claims against the state for injuries while performing assigned duties as inmates in correctional facilities. These appropriations are available until June 30, 1999.

(a) For medical services provided to Richard Dahl, who suffered injuries while incarcerated at MCF-Stillwater \$1,128.87.

(b) To Aquinaldo Adkins, who suffered permanent injuries to his left hand while incarcerated at MCF-Faribault \$10,800.

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

Subd. 3. MCF-MOOSE LAKE CONVERSION. \$20,000 is appropriated from the general fund to the commissioner of corrections for full and final payment to Robert and Patricia Riegger, for their claim against the state for losses they incurred in the conversion of the state hospital at Moose Lake into a corrections facility. This appropriation is available until June 30, 1999.

Subd. 4. DAVID AND GAYLE JOHNSON. \$14,984.06 is appropriated from the general fund to the commissioner of corrections for full and final payment to David and Gayle Johnson, for their claim against the state for funeral expenses and other losses they incurred when their daughter, Melissa Johnson, was murdered by an inmate conditionally released from MCF-St. Cloud. This appropriation is available until June 30, 1999.

Sec. 4. DEPARTMENT OF HUMAN SERVICES.

\$3,292.58 is appropriated from the general fund to the commissioner of human services for payment under Minnesota Statutes, section 256J.68, to persons who provided medical and interpreter services to Chia Lor, who was injured while performing community work experience in Ramsey county. This appropriation is available until June 30, 1999.

Sec. 5. DEPARTMENT OF LABOR AND INDUSTRY.

\$23,773.41 is appropriated from the general fund to the commissioner of labor and industry for full and final payment to Deputy Nancy Ann Wiggin of the Benton county sheriff's office for financial losses she incurred in the performance of her duties. This appropriation is available until June 30, 1999.

Sec. 6. DEPARTMENT OF NATURAL RESOURCES.

The department of natural resources shall pay \$6,250 to the town of Urness in Douglas county to be used to partially reimburse Red Rock lake shore owners for their contributions in 1994 to the cost of construction of a culvert necessary to lower the level of the lake.

Sec. 7. DEPARTMENT OF REVENUE.

The department of revenue shall refund \$19,854.07 to Lakeside Medical Center, Inc., 129 E. 6th Avenue, Pine City, MN 55063, as a full and final payment of its claim for sales taxes erroneously paid for the period January 1989 through February 1993.

Sec. 8. [3.7365] LEGAL COUNSEL; REIMBURSEMENT.

If reimbursement is requested by the officer or employee, a state department or agency may reimburse a state officer or employee for any reasonable costs and reasonable attorney's fees incurred by the person to defend charges of a criminal nature brought against the person that arose out of the reasonable and lawful performance of duties for the state.

Sec. 9. EFFECTIVE DATE.

Sections 1 to 7 are effective the day following final enactment. Section 8 is effective the day following final enactment for reimbursement of costs and fees incurred since September 1, 1997.

Presented to the governor April 3, 1998

Signed by the governor April 6, 1998, 3:00 p.m.

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