

CHAPTER 136

STATE UNIVERSITIES AND COMMUNITY
COLLEGES

136.11	Tuition; fees; activities funds.	136.82	Repealed.
136.142	Gifts, bequests, etc.	136.83	Repealed.
136.172	Litigation awards.	136.84	Repealed.
136.653	Student housing management.	136.85	Repealed.
136.80	Repealed.	136.87	Repealed.
136.81	Repealed.		

136.11 TUITION; FEES; ACTIVITIES FUNDS.

[For text of subs 1 and 2, see M.S.1990]

Subd. 3. University activity fund. The state university board shall establish in each university a fund to be known as the university activity fund. The purpose of this fund shall be to provide for the administration of university activities designed for student recreational, social, welfare, and educational pursuits supplemental to the regular curricular offerings. The university activity fund shall encompass accounts for student activities, authorized university agencies, authorized auxiliary enterprises, student loans, gifts and endowments, and in addition such other accounts as the board may prescribe.

Subd. 3a. Systemwide administrative fund. The chancellor may establish a fund within the system office for systemwide management of employee retirement funds, contracts, student equipment purchases, and receipt and transfer of foreign program funds.

[For text of subd 4, see M.S.1990]

Subd. 5. Administration of activity fund moneys. The state university board independent of other authority and notwithstanding chapters 16A and 16B, shall administer the money collected for the university activities fund and the systemwide administrative fund. All university activity fund money collected shall be retained by the president of each state university to be administered under the rules of the state university board by the presidents of the respective universities subject to audit of the legislative auditor.

[For text of subs 7 to 9, see M.S.1990]

History: 1991 c 356 art 3 s 7-9

136.142 GIFTS, BEQUESTS, ETC.

Subdivision 1. The state university board may receive and accept on behalf of the state and for the benefit of any state university any gift, bequest, devise, or endowment which any person, firm, corporation, or association may make to the board by will, deed, gift, or otherwise for the purpose of the university activity funds. The state university board may use any money heretofore given it or any of the universities under its jurisdiction by any person, firm, corporation, or association by will, deed, gift, devise, or endowment for the purpose of providing money for any aspect of the university activity funds, provided that such use of such money is not inconsistent with the terms and conditions under which the money was received by the board or a university under its jurisdiction. Gifts, bequests, devises, or endowments heretofore or hereafter so received are hereby appropriated to the board for the purposes stated. Gifts, bequests, devises or endowments of real property shall be reviewed by the chairs of the Minnesota house of representatives appropriations and the Minnesota senate finance committees for their recommendations about whether or not the property should be

accepted. The recommendations are advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation. All taxes and special assessments constituting a lien on any real property received and accepted by the board under this section shall be paid in full before title is transferred to the state. All other moneys deposited in the university activity funds are hereby appropriated to the board for use in the respective universities where collected.

[For text of subd 2, see M.S.1990]

History: 1991 c 356 art 3 s 10

136.172 LITIGATION AWARDS.

Notwithstanding any law to the contrary, the state university board may keep money received from successful litigation by or against the board. Awards made to the state or the board resulting from litigation against or by the board must be kept by the board to the credit of the account from which the litigation was originally funded. An award that exceeds the costs incurred in the litigation shall be used by the board for repair or replacement projects. The board shall report on any awards it receives as part of its biennial budget request.

History: 1991 c 356 art 3 s 11

136.653 STUDENT HOUSING MANAGEMENT.

The state board for community colleges may contract with student housing facility owners or on-site management firms to assist in the operation, control, and management of the facility.

History: 1991 c 356 art 3 s 12

136.80 [Repealed, 1991 c 269 art 4 s 8]

136.81 [Repealed, 1991 c 269 art 4 s 8]

136.82 [Repealed, 1990 c 570 art 3 s 12; 1991 c 269 art 4 s 8]

NOTE: Subdivision 1 was also amended by Laws 1991, chapter 340, section 1, to read as follows:

"Subdivision 1. **Generally.** (a) The executive director of the teachers retirement fund shall redeem shares in the accounts of the Minnesota supplemental retirement investment fund standing in an employee's share account record under the following circumstances, but always in accordance with the laws and rules governing the Minnesota supplemental retirement investment fund:

(b) The executive director shall redeem shares under this subdivision when requested to do so in writing on forms provided by the executive director by a person having shares to the credit of the employee's share account record if the person is age 55 or older and is no longer employed by the state university board or state board for community colleges. In such case the person must receive the cash realized on the redemption of the shares. The person may direct the redemption of not more than 20 percent of the person's shares in the employee's share account record in any one year and may not direct more than one redemption in any one calendar month; provided, however, that the state university board or its designee, in the case of a person employed by the state university board, and the state board for community colleges or its designee, in the case of a person employed by the state board for community colleges, may, upon application, at their sole discretion, permit greater withdrawals in any one year.

(c) The executive director shall redeem shares under this subdivision when requested to do so in writing, on forms provided by the executive director, by a person having shares to the credit of the employee's share account record if the person has left employment by the state university board or state board for community colleges because of a total and permanent disability as defined in section 354.05, subdivision 14. If the executive director finds that the person is totally and permanently disabled and will as a result be unable to return to any substantial gainful activity, the person must receive the cash realized on the redemption of the shares. The person may direct the redemption of not more than 20 percent of the shares in the employee's share account record in any one year and may not direct more than one redemption in any one calendar month; provided, however, that the state university board or its designee, in the case of a person employed by the state university board, and the state board for community colleges or its designee, in the case of a person employed by the state board for community colleges, may, upon application, at their sole discretion, permit greater withdrawals in any one year. If the person returns to good health, the person owes no restitution to the state or a fund established by its laws for a redemption under this paragraph.

(d) The executive director shall redeem shares under this subdivision in the event of the death of a person having shares to the credit of the employee's share account record and leaving a designated beneficiary, when requested to do so in writing, on forms provided by the executive director, by the designated beneficiary. The designated beneficiary must receive the cash realized on the redemption of the shares. If the designated beneficiary is a surviving spouse, the surviving spouse may direct the redemption of not more than 20 percent of the shares in the deceased person's employee's share account record in any one year and may not direct more than one redemption in any one calendar month; provided, however, that the state university board or its designee, in the case of a person employed by the state university board, and the state board for community colleges or its designee, in the case of a person employed by the state board for community colleges, may, upon application, at their sole discretion, permit greater withdrawals in any one year. In that case the surviving spouse

must receive the cash realized from the redemption of the shares. Upon the death of the surviving spouse any shares remaining in the employee's share account record must be redeemed by the executive director and the cash realized from the redemption must be distributed to the estate of the surviving spouse.

(e) In the event of the death of a person having shares to the credit of the employee's share account record and leaving no designated beneficiary, the surviving spouse must receive the cash realized on the redemption of the shares as provided in paragraph (d). If there is no surviving spouse, the executive director shall redeem all shares to the credit of the employee's share account record and pay the cash realized from the redemption to the estate of the deceased person.

(f) The executive director shall redeem shares under this subdivision when requested to do so in writing, on forms provided by the executive director, by a person having shares to the credit of the employee's share account record if the person is no longer employed by the state university board or state board for community colleges, but does not qualify under the provisions of paragraphs (b) to (e). In that case, the person is entitled upon application to receive one-half of the cash realized on the redemption of shares and one-half must be credited to the administrative expense reserve account of the supplemental retirement plan for payment of necessary and reasonable administrative expenses of the supplemental retirement plan as provided in section 354.65."

136.83 [Repealed, 1990 c 570 art 3 s 12; 1991 c 269 art 4 s 8]

136.84 [Repealed, 1990 c 570 art 3 s 12; 1991 c 269 art 4 s 8]

136.85 [Repealed, 1991 c 269 art 4 s 8]

136.87 [Repealed, 1991 c 269 art 4 s 8]