
CHAPTER 172—H.F.No.1227

An act relating to health; adding a time limit for district court hearing of appeals under the Minnesota hospitalization and commitment act; amending Minnesota Statutes 1978, Section 253A.21, Subdivision 5.

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

Section 1. Minnesota Statutes 1978, Section 253A.21, Subdivision 5, is amended to read:

Subd. 5. The commissioner or any other aggrieved party may appeal to the district court from any order entered under sections 253A.01 to 253A.21 in the manner prescribed in section 487.39.

Upon perfection of the appeal, the return shall be filed forthwith. The district court shall ~~give hear~~ the appeal ~~preference over every other proceeding therein within 20 days after service of the notice of appeal.~~ ~~Such~~ This appeal shall not suspend the operation of the order appealed from until the appeal is determined, unless otherwise ordered by the district court. Notwithstanding any contrary provision in section 487.39, an appeal may be taken from the determination of a district court judge to the supreme court without leave of the supreme court in cases in which the district court upholds an order committing a person under section 253A.07, subdivision 17, or an order denying a petition under section 253A.19.

Approved May 22, 1979.

CHAPTER 173—H.F.No.1245

An act relating to crime victims reparations; providing that the record of a claim may be used as evidence by the state on its subrogation claim; providing that the state's right of subrogation shall not limit the claimant's right to recover for other damages; amending Minnesota Statutes 1978, Sections 299B.10; and 299B.14.

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

Section 1. Minnesota Statutes 1978, Section 299B.10, is amended to read:

299B.10 **SUBROGATION.** The state shall be subrogated, to the extent of reparations awarded, to all the claimant's rights to recover benefits or advantages for economic loss from a source which is or, if readily available to the victim or claimant would be, a collateral source. Nothing in this section shall limit the claimant's right to bring a cause of action to recover for other damages.

Sec. 2. Minnesota Statutes 1978, Section 299B.14, is amended to read:

Changes or additions indicated by underline deletions by strikeout

299B.14 **USE OF RECORD OF CLAIM; EVIDENCE.** Neither a record of the proceedings on a claim, a decision of the board, nor the fact that an award has been made or denied shall be admissible as evidence in any criminal or civil action against the alleged offender, ~~including except~~ an action by the state on its subrogation claim.

Sec. 3. This act is effective the day after final enactment and applies to all actions arising on or after that date.

Approved May 22, 1979.

CHAPTER 174—H.F.No.1251

An act relating to public welfare; prohibiting denial or reduction of benefits under certain private health care plans to public assistance recipients; providing subrogation rights for counties to recover costs of services provided; amending Minnesota Statutes 1978, Sections 62A.045; 62C.141; 62E.04, Subdivision 8; 64A.221; and Chapter 393, by adding a section.

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

Section 1. Minnesota Statutes 1978, Section 62A.045, is amended to read:

62A.045 PAYMENTS TO WELFARE RECIPIENTS. No policy of accident and sickness insurance ~~issued or renewed after August 1, 1975;~~ shall contain any provision denying or reducing benefits because services are rendered to an insured or dependent who is eligible for or receiving medical assistance pursuant to chapter 256B or services pursuant to sections 252.27; 260.251, subdivision 1a; 261.27; or 393.07, subdivision 1 or 2.

Sec. 2. Minnesota Statutes 1978, Section 62C.141, is amended to read:

62C.141 PAYMENTS TO WELFARE RECIPIENTS. ~~After August 1, 1975;~~ No service plan corporation shall deliver, issue for delivery, or renew any subscriber's contract which contains any provision denying or reducing benefits because services are rendered to a subscriber or dependent who is eligible for or receiving medical assistance pursuant to chapter 256B or services pursuant to sections 252.27; 260.251, subdivision 1a; 261.27; or 393.07, subdivision 1 or 2.

Sec. 3. Minnesota Statutes 1978, Section 62E.04, Subdivision 8, is amended to read:

Subd. 8. REDUCTION OF BENEFITS BECAUSE OF OTHER SERVICES. No policy of accident and health insurance ~~issued or renewed after August 1, 1977;~~ shall contain any provision denying or reducing benefits because services are rendered to an insured or dependent who is eligible for or receiving benefits pursuant to chapters 256B and 256D, or sections 62E.51 to 62E.55 or 252.27; 260.251, subdivision 1a; 261.27; 393.07, subdivision 1 or 2.

Sec. 4. Minnesota Statutes 1978, Section 64A.221, is amended to read:

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