

Sections 1, 3 to 7 and 11 are effective the day following enactment. Section 2 shall become effective for a specified provider group on March 1, 1983 if the commissioner of health certifies to the health and welfare committees of the house and senate that the voluntary efforts by the provider group to promote price competition and to implement the reporting requirements of section 2 have not made satisfactory progress. This certification shall take the form of a written report delivered to the chairmen of the house and senate committees by January 2, 1983. Notice of the date of the delivery shall be published in the state register. Sections 8 to 10 and 12 are effective March 15, 1984.

Approved March 23, 1982

CHAPTER 615 — H.F.No. 1803

An act relating to juveniles; designating a juvenile justice agency; providing for termination of jurisdiction over juveniles; providing for the apprehension of juvenile absconders and escapees; amending Minnesota Statutes 1980, Sections 242.19; 260.181, Subdivision 4; Minnesota Statutes 1981 Supplement, Sections 4.12, by adding a subdivision; and 242.44.

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

Section 1. Minnesota Statutes 1980, Section 4.12, is amended by adding a subdivision to read:

Subd. 9. JUVENILE JUSTICE. The governor shall designate the department of energy, planning, and development as the sole agency responsible for supervising the preparation and administration of the state plan for juvenile justice required by the Juvenile Justice and Delinquency Prevention Act of 1974, as amended.

The governor shall designate the Juvenile Justice Advisory Committee as the supervisory board for the department of energy, planning and development with respect to preparation and administration of the state plan and award of grants.

The governor shall appoint members to the Juvenile Justice Advisory Committee in accordance with the membership requirements of the Juvenile Justice and Delinquency Prevention Act of 1974, as amended.

Sec. 2. Minnesota Statutes 1980, Section 242.19, is amended to read:

242.19 METHODS OF CONTROL.

Subd. 2. **DISPOSITIONS.** When a child has been committed to the commissioner of corrections by a juvenile court, upon a finding of his delinquency, the commissioner may for the purposes of treatment and rehabilitation:

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

(a) order his confinement to the Minnesota correctional facility-Red Wing or the Minnesota correctional facility-Sauk Centre ~~and such facilities, which~~ shall accept ~~such persons so committed~~ to them, or to a group foster home under the control of the commissioner of corrections, or to private facilities or facilities established by law or incorporated under the laws of this state that may care for delinquent children;

(b) order his release on parole under such supervisions and conditions as the commissioner believes conducive to law-abiding conduct, treatment and rehabilitation;

(c) order reconfinement or renewed parole as often as the commissioner believes to be desirable;

(d) revoke or modify any order, except an order of discharge, as often as he believes to be desirable;

(e) discharge the child from his control when he is satisfied that the child has been rehabilitated and that such discharge is consistent with the protection of the public;

(f) if the commissioner finds that the child is eligible for probation or parole and it appears from the commissioner's investigation that conditions in the child's home or guardian are not conducive to the child's treatment or rehabilitation or to his law-abiding conduct, refer the child, together with his findings, to a county welfare board or a licensed child placing agency for placement in a foster care or when appropriate, for initiation of dependency or neglect proceedings as provided in sections 260.011 to 260.301. The commissioner of corrections shall reimburse county welfare boards for foster care costs they incur for ~~such~~ the children while on probation or parole to the extent that funds for this purpose are made available to the commissioner by the legislature.

Subd. 3. RETAKING ABSCONDING PERSON. The written order of the commissioner of corrections is authority to any peace officer or parole or probation officer to take and detain any child committed to the commissioner of corrections by a juvenile court who absconds from field supervision or escapes from confinement. However, if the child has attained the age of 18 years, the commissioner shall issue a warrant directed to any peace officer or parole or probation officer requiring that the fugitive be taken into immediate custody to await the further order of the commissioner. Any person of the age of 18 years or older who is taken into custody under the provisions of this subdivision may be detained as provided in section 260.173, subdivision 4.

Sec. 3. Minnesota Statutes 1981 Supplement, Section 242.44, is amended to read:

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242.44 PUPILS.

The commissioner of corrections, so far as the accommodations of the correctional facilities and other means at the commissioner's disposal will permit, shall receive and keep until they reach 21 19 years of age, or until placed in homes, or discharged, all persons ~~so~~ committed to his care and custody by a juvenile court. The commissioner may place these youths at employment, ~~and cause them to be instructed in branches of useful knowledge, as may be~~ may provide education suitable to their years and capacity, and may place them in suitable homes. Under rules prescribed by the commissioner, when deemed best for these youths, they may be paroled or discharged from the facility by the commissioner. All pupils in the facility shall be clothed, instructed, and maintained at the expense of the state.

Sec. 4. Minnesota Statutes 1980, Section 260.181, Subdivision 4, is amended to read:

Subd. 4. **TERMINATION OF JURISDICTION.** The court may dismiss the petition or otherwise terminate its jurisdiction on its own motion or on the motion or petition of any interested party at any time. Unless terminated by the court, the jurisdiction of the court shall continue until the individual becomes 21 19 years of age if the court determines it is in the best interest of the individual to do so.

Sec. 5. EFFECTIVE DATE.

Section 1 is effective on July 1, 1982.

Approved March 23, 1982

CHAPTER 616 — H.F.No. 1804

An act relating to partition fences; exempting certain lands from the provisions of chapter 344; proposing new law coded in Minnesota Statutes, Chapter 344.

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

Section 1. [344.011] EXEMPTION.

A town board may, by resolution, exempt adjoining owners or occupants from this chapter when the land of the adjoining owners or occupants considered together is less than 20 acres.

Sec. 2. [344.20] TOWN OPTION.

The town board of a town may adopt its own policy and procedures for dealing with partition fences, including enforcement procedures, in which case this chapter does not apply in that town.

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