

Any person, other than the commissioner, aggrieved by an order of the probate court entered under this act, may appeal to the district court in the manner prescribed by Minnesota Statutes, Sections 525.71 to 525.74. Such appeal shall not suspend the operation of the order appealed from until such order is reversed or modified by the district court. Upon perfection of the appeal, the return shall be filed forthwith. The district court shall give the appeal preference over every other proceeding therein, and hear the matter de novo, without a jury, and in a summary manner. Upon determination of the appeal, judgment shall be entered pursuant to the provisions of said sections 525.71 to 525.74.

Subd. 6. The commissioner shall establish such rules and regulations not inconsistent with the provisions of this act as he may find to be necessary for the proper and efficient administration thereof and shall prescribe the form of applications, records, reports, and medical certificates required by this act and the information to be contained therein.

Subd. 7. This act applies to any conduct, transaction, or proceeding within its terms which occurs after the effective date of this act; provided, however, that a proceeding for the commitment of a person to a hospital commenced before the effective date of this act is governed by the law existing at the time the proceeding was commenced, and unless such proceedings are terminated within 12 months after the effective date of this act, they shall thereafter be governed by the provisions of this act.

Sec. 22. **Repealer.** Minnesota Statutes 1965, Sections 246.10, 246.101, 253.11, 253.12, 253.18, 525.749, 525.75, 525.751, 525.752, 525.753, 525.754, 525.76, 525.761, 525.762, 525.763, 525.77, 525.78, and 525.79, are repealed.

Sec. 23. **Effective date.** The effective date of this act shall be January 1, 1968.

Approved May 22, 1967.

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#### CHAPTER 639—H. F. No. 1140

*An act relating to Gillette state hospital for crippled children; providing for the deletion of the provision that only indigent children may receive care at the hospital; authorizing the collection of hospitalization costs from various sources; amending Minnesota Statutes 1965, Sections 250.01 and 250.02.*

**Changes or additions indicated by italics, deletions by strikeout.**

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1965, Section 250.01, is amended to read:

**250.01 Gillette state hospital; cost of care.** There is hereby established a state hospital for ~~indigent~~, crippled, and deformed children of the state which shall be known as the Gillette state hospital for crippled children. Such hospital is hereby located upon the following described lands in the city of St. Paul, county of Ramsey, and state of Minnesota:

Northerly 24 feet of the westerly 45 feet of lot three, and westerly 45 feet of lots four and five, and southerly two and six-tenths feet of the westerly 45 feet of lot six, and the southerly two and six-tenths feet of lot 17, and all of lots 18 and 19, and the northerly 24 feet of lot 20, all in block 14, of Stinson, Brown and Ramsey's Addition to St. Paul.

Commencing at a point on the southerly line of Niederhoefer street and 103 feet easterly from the easterly line of Richmond street, thence southerly parallel with Richmond street, 73 feet; thence westerly, parallel with the southerly line of Niederhoefer street, 40 feet; thence southerly, parallel with Richmond street 142 feet; thence westerly, parallel with the southerly line of Niederhoefer street 128 feet; thence southerly, parallel with Richmond street to a point 150 feet south of the southerly line of Jefferson avenue; thence easterly on a line parallel with the southerly line of Jefferson avenue to a point where the center line of Richmond street if produced southerly would intersect that line; thence southerly on the center line of *Richmond street if produced southerly to the northerly line of the right of way of the Chicago, St. Paul, Minneapolis and Omaha Railway Company*; thence northeasterly along this right of way to a point on the northerly line of lot 33, Sloan's Subdivision of part of block 15, Stinson, Brown and Ramsey's Addition, intersecting this right of way; thence westerly on the northerly line of lots 33, 34, 35, and 36, Sloan's Subdivision of part of block 15, Stinson, Brown and Ramsey's Addition, to the southeasterly corner of lot ten of Sloan's Subdivision; thence northerly along the easterly line of lot ten to the southerly line of Niederhoefer street; thence westerly on the southerly line of Niederhoefer street 147 feet to place of beginning, being part of Sloan's Subdivision and part of block 16, Stinson, Brown and Ramsey's Addition to St. Paul.

All of the northeast quarter of the southwest quarter of section 21, township 29, range 22, Ramsey county, Minnesota, reserving therefrom 17 acres of land taken under condemnation proceedings by the city of St. Paul for Phalen Park.

**Changes or additions indicated by *italics*, deletions by ~~strikeout~~.**

Sec. 2. Minnesota Statutes 1965, Section 250.02, is amended to read:

**250.02 Control and management; treatment of children.** The state hospital for ~~indigent~~, crippled and deformed children shall be under the control and management of the commissioner of public welfare and he is hereby authorized and empowered to make provision for the care and treatment in such hospital of ~~indigent children who may have resided within~~ *reside in* the state for ~~not less than one year~~, who are crippled or deformed, or who are suffering from disease through which they are likely to become crippled or deformed, and to make the necessary contracts for the maintenance and care of such children in this hospital.

If a child, according to the rules and regulation of the commissioner of public welfare, is otherwise deemed indigent, he shall be entitled to care and treatment notwithstanding the existence of a policy of insurance covering either partially or totally the cost of such care and treatment provided by the commissioner in the Gillette State Hospital or other facility, but the commissioner shall require as a condition of admission that any amounts of money received by any person or by the Gillette State Hospital under such insurance policy but not in excess of the actual cost of caring for and treating the child, be paid over to the state treasurer and placed in the general revenue fund.

*The Gillette state hospital shall seek reimbursement or actual costs of care and treatment provided, from parents to the extent of their ability to pay, from insurance policies covering care and treatment, and from other sources, including any federally financed medical aids for which the child is eligible. Payments received for such care and treatment shall be paid to the state treasurer and deposited in the general revenue fund.*

Approved May 22, 1967.

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#### CHAPTER 640—H. F. No. 1405

*An act relating to the competency of witnesses in judicial proceedings; amending Minnesota Statutes 1965, Section 595.02.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1965, Section 595.02, is amended to read:

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**