

CHAPTER 386—S. F. No. 1710

[Not Coded]

An act relating to the tax levy for general revenue purposes in the county of Yellow Medicine.

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

Section 1. **Yellow Medicine county; general revenue tax levy.** Notwithstanding the provisions and limitations of Minnesota Statutes, Section 275.09 to the contrary, the board of county commissioners of the county of Yellow Medicine may levy annually a tax not to exceed 20 mills on the dollar of the taxable valuation of the county for general revenue purposes.

Sec. 2. This act takes effect when approved by the board of county commissioners of the county of Yellow Medicine, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 13, 1969.

CHAPTER 387—S. F. No. 188

[Coded in Part]

An act relating to welfare; authorizing vendor payments when old age assistance, aid to the blind, and aid to the disabled recipients are being cared for in intermediate care facilities; amending Minnesota Statutes 1967, Sections 256.12, by adding a subdivision; and 256.28, Subdivision 1; 256.57, and 245.29, Subdivision 2.

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

Section 1. Minnesota Statutes 1967, Section 256.12, is amended by adding a subdivision to read:

Subd. 19. Welfare; intermediate care facilities; vendor payments. An intermediate care facility is any facility so defined by the state department of health pursuant to regulations adopted under the State Administrative Procedures Act.

Sec. 2. Minnesota Statutes 1967, Section 256.28, Subdivision 1, is amended to read:

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

256.28 Payments to recipient. Subdivision 1. All payments of old age assistance must be issued to the recipient except:

(1) In those instances in which a legal guardian has been appointed by the court having jurisdiction to make such appointments, *payment shall be made to the legal guardian.*

(2) *In those instances in which no legal guardian has been appointed and in which the county agency, subject to rules and regulations of the state agency, determines that legal guardianship is not required, but that the recipient is unable, due to physical or mental condition, to manage his funds to his best interests, payments may be made to an individual other than the recipient.*

(3) *In those instances when a recipient is residing in an intermediate care facility payment for such care shall be made to the vendor of care.*

Sec. 3. Minnesota Statutes 1967, Section 256.57, is amended to read:

256.57 Determination of eligibility. When the state agency certifies that the applicant is legally blind, the county agency shall determine the eligibility of the applicant for assistance under the provisions of sections 256.49 to 256.71, and determine the amount of assistance, if any, and the date on which it shall begin. In determining the amount of assistance account shall be taken of any income or property of the applicant, and any support which he may receive from other sources. The county agency shall notify the applicant of its decision in writing. Assistance shall be paid monthly from funds appropriated to the county agency for such purposes: *and when a recipient is receiving care in a facility defined by the state department of health as an intermediate care facility payment for such care shall be made in the form of vendor payments.* The county agency shall, upon the granting of that assistance, file an order, on a form to be approved by the state agency, with the auditor of the county, and thereafter warrants shall be drawn and payments made only in accordance with that order to the recipient of that assistance subject to the provisions of section 256.61.

Sec. 4. Minnesota Statutes 1967, Section 245.29, Subdivision 2, is amended to read:

Subd. 2. **Investigation; decision; payments.** Upon the filing of an application for assistance, the county agency shall promptly make or cause to be made such investigation as it may deem necessary and as may be required by the rules and regulations of the state

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agency. Upon the completion of that investigation, the county agency shall promptly decide whether the applicant is eligible for assistance. If it decides that the applicant is eligible for assistance, it shall decide upon the amount of that assistance and the date on which it shall begin, and shall make a grant of assistance which shall be binding upon the county and be complied with by the county until that grant is modified or vacated. The county agency shall notify the applicant of its decision in writing. That assistance shall be paid monthly to the applicant upon order of the county agency from funds appropriated to that agency for this purpose: *, except that when a recipient is receiving care in a facility defined by the state department of health as an intermediate care facility payment for such care shall be made in the form of vendor payments.* The county agency shall, upon the granting of that assistance, file an order, on a form to be approved by the state agency, with the auditor of the county, and thereafter warrants shall be drawn and payments made only in accordance with that order to the recipient of that assistance subject to the provisions of section 245.38.

Approved May 13, 1969.

CHAPTER 388—S. F. No. 367

[Not Coded]

An act relating to the tax levy for general revenue purposes in the county of Nicollet.

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

Section 1. **Nicollet county; general revenue tax levy.** Notwithstanding the provisions and limitations of Minnesota Statutes, Section 275.09 to the contrary, the county board of Nicollet county may levy annually a tax not to exceed 20 mills on the dollar of the taxable valuation of the county for general revenue purposes.

Sec. 2. This act takes effect when approved by the board of county commissioners of the county of Nicollet, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 13, 1969.

Changes or additions indicated by italics, deletions by strikethrough.