

~~(3) Refusing to attend or be examined as a witness, before either house or any committee thereof, or before any person authorized by such house or committee to take testimony in legislative proceedings;~~

~~(4)~~ (3) Giving or offering a bribe to any member, or attempting by menace or by any corrupt or improper means, directly or indirectly, to control or influence a member in giving or withholding his vote. No person shall be excused from attending and testifying before either house of the legislature, or a committee thereof, for an alleged offense upon an investigation in reference to such giving or offering of a bribe, or attempting by menace or by any corrupt or improper means, directly or indirectly, to control or influence a member in giving or withholding his vote upon the ground, or for the reason that the testimony or evidence, documentary or otherwise, required of him may tend to convict him of a crime or subject him to a penalty or forfeiture; but no person shall be prosecuted, or subjected to any penalty or forfeiture for, or on account of, any transaction, matter, or thing concerning which he may so testify, or produce evidence, documentary or otherwise, and no testimony, so given or produced, shall be received against him upon any criminal investigation or proceeding.

Sec. 3. Minnesota Statutes 1969, Section 3.152, is repealed.

Approved May 7, 1971.

CHAPTER 228—S.F.No.1195

An act relating to state colleges; acceptance of federal grants made available to all state colleges for whom the state college board may act; amending Minnesota Statutes 1969, Sections 136.43; 136.44; 136.45; 136.46.

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

Section 1. Minnesota Statutes 1969, Section 136.43, is amended to read:

136.43 STATE COLLEGES; ACCEPTANCE OF FEDERAL GRANTS; NATIONAL DEFENSE EDUCATION ACT OF 1958; AGREEMENT WITH FEDERAL COMMISSIONER OF EDUCATION. The state college board is hereby authorized to enter into agreements with the United States commissioner of education pursuant to Title II of Public Law 85-864, 85th Congress, entitled the

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national defense education act of 1958, in order to provide the benefits of Title II of Public Law 85-864 at ~~Bemidji state college, Mankato state college, Moorhead state college, St. Cloud state college, and Winona state college~~ the state colleges. Provisions of these agreements shall

(1) Provide for establishment of a special student loan account by each such institution;

(2) Provide for deposit in each such account of (A) the federal capital contributions, (B) an amount, equal to not less than one-ninth of such federal capital contributions, contributed under section 136.46, (C) collections of principal and interest on student loans made from each such account, and (D) any other earnings of each such account;

(3) Provide that each such student loan account shall be used only for loans to students in accordance with such agreement, for capital distributions as provided in Title II of Public Law 85-864, and for costs of litigation arising in connection with the collection of any loan from each such account or interest on such loan;

(4) Provide that in the selection of students to receive loans from each such student loan account special consideration shall be given to (A) students with a superior academic background who express a desire to teach in elementary or secondary schools, and (B) students whose academic background indicates a superior capacity or preparation in science, mathematics, engineering, or modern foreign language; and

(5) Includes such other provisions as may be necessary to protect the financial interests of the United States and of the state of Minnesota and promote the purposes of Title II of Public Law 85-864 and as may be agreed to by the United States commissioner of education and the state college board acting in behalf of ~~Bemidji state college, Mankato state college, Moorhead state college, St. Cloud state college, and Winona state college~~ the state colleges.

Sec. 2. Minnesota Statutes 1969, Section 136.44, is amended to read:

136.44 ACCEPTANCE OF FEDERAL GRANTS; USE OF GRANTS. The treasurer of the state college board is authorized to accept any federal grant which will become available under provisions of Title II of Public Law 85-864 ; under Title I, Part D, of Public Law 90-351 (also known as section 406 of the Omnibus Crime Control and Safe Streets Act of 1968 and as the Law Enforcement Education Program); under Title VIII, Part B, Public Law 410 (also known as Public Health Service Act) as amended including specifically the amendment by Public Law 88-581 (also known as Nurse Training Act

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of 1964 which authorizes the Nursing Student Loan Program); under Title IV, Part A, of the Higher Education Act of 1965; or any other federal grants made available for the purpose of providing scholarship, grant, or loan money to students at the state colleges, for use in the special student loan account in the college activity funds in any of the Minnesota state colleges for which the grant is made. All applications for federal grants shall be submitted in accordance with Minnesota Statutes, Section 16.165. Any such federal grant is hereby appropriated to the state college board for use in the intended state college under terms of Title II of Public Law 85-864, in accordance with the terms under which it was accepted. The moneys of any such federal grant are not subject to any law requiring budget, allotment, encumbrance, and deposit with the state treasurer as provided in Minnesota Statutes, Chapter 16, or otherwise, shall be administered within the college activity fund.

Sec. 3. Minnesota Statutes 1969, Section 136.45, is amended to read:

136.45 RULES AND REGULATIONS. The state college board is hereby authorized and directed to establish rules and regulations for the conduct of the program contemplated by Title II of Public Law 85-864 which shall not be inconsistent with the provisions of Public Law 85-864; for the conduct of the program contemplated by Title I, Part D, of Public Law 90-351; for the conduct of the program contemplated by Title VIII, Part B, Public Law 410; for the conduct of the program contemplated by Title IV, Part A, of the Higher Education Act of 1965; and for the conduct of any other program under which federal funds are accepted.

Sec. 4. Minnesota Statutes 1969, Section 136.46, is amended to read:

136.46 ACCEPTANCE OF MONEY FROM PRIVATE SOURCE; USE. The state college board may receive and accept on behalf of the state and for the benefit of the ~~Bemidji state college, Mankato state college, Moorhead state college, St. Cloud state college, and Winona state college~~ state colleges any gift, bequest, devise, or endowment which any person, firm, or corporation may make to the board by will, deed, gift, or otherwise for the purpose of providing moneys to meet the requirements of the federal ~~act~~ acts described in section ~~136.43~~ 136.44 and any agreement made by the state college board with the United States commissioner of education pursuant thereto. The state college board may use any moneys heretofore given it or any of the colleges under its jurisdiction by any person, firm or corporation by will, deed, gift, devise, or endowment for the purpose of making student loans and meeting the requirements of the federal ~~act~~ acts described in section ~~136.43~~ 136.44 and any agreement made pursuant thereto provided that such use of such moneys is not inconsistent with the terms and conditions under which

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the money was received by the board or a college under its jurisdiction. Moneys referred to in this section ~~are not subject to the laws requiring budget, allotment, encumbrance, and deposit with the state treasurer as provided in Minnesota Statutes, Chapter 16, or otherwise shall be administered within the college activity fund~~. The moneys referred to in this section are appropriated to the board for the purposes stated.

Approved May 7, 1971.

CHAPTER 229—S.F.No.396

[Coded]

An act relating to mentally retarded; duties of commissioner; licensing of facilities; amending Minnesota Statutes 1969, Chapter 252, by adding a section.

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

Section 1. Minnesota Statutes 1969, Chapter 252, is amended by adding a section to read:

[252.28] PUBLIC WELFARE; MENTALLY RETARDED; LICENSING OF FACILITIES; COMMISSIONER OF PUBLIC WELFARE; DUTIES. Subdivision 1. The commissioner of public welfare may determine the need, location, and program of public and private residential and day care facilities and services for mentally retarded children and adults.

Subd. 2. The commissioner of public welfare shall:

(1) Establish uniform rules, regulations and program standards for each type of residential and day facility or service for more than four retarded persons, including state institutions under control of the commissioner and serving mentally retarded persons.

(2) Grant licenses to individuals, organizations or associations, or nonprofit groups meeting the provisions of this act and providing facilities or services for mentally retarded persons of all ages. All special residential schools, day schools and training centers for retarded persons shall come under the provisions of this act if not regulated by the commissioner of education or a church affiliated school system.

(3) Licenses shall be renewed annually, and a provisional license may be granted for up to one year. Licenses may be revoked pursuant

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