

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

**Section 1. WINONA COUNTY; OFFICIALS' COMPENSATION.** Every member of the county planning advisory commission, the county board of adjustment, other than the members of the commission or board who are county commissioners, in and for Winona county may be paid per diems and in addition thereto may be reimbursed necessary expenses in attending meetings of the respective commission or board, and in the conduct of the business of the commission or board, as may be determined by the county board, but in no case to exceed amounts for per diems and reimbursement of expenses as authorized for committee work on the county board pursuant to Minnesota Statutes, Section 375.06. Such payments shall be made in the manner provided by law and may be charged against funds available to the respective agencies named herein.

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

Approved May 20, 1971.

---

**CHAPTER 418—H.F.No.1365**

[Coded in Part]

*An act relating to practical nurses; providing a penalty; amending Minnesota Statutes 1969, Sections 148.181; 148.29, Subdivisions 2 and 4; 148.291, Subdivision 1, and by adding a subdivision; and 148.293, Subdivision 1.*

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

**Section 1.** Minnesota Statutes 1969, Section 148.181, is amended to read:

**148.181 PRACTICAL NURSES; REGULATION; BOARD OF NURSING; MEMBERSHIP, APPOINTMENTS, VACANCIES, REMOVALS.** Subdivision 1. The Minnesota Board of Nursing shall consist of ~~seven~~ eight members appointed by the governor, each of whom shall be a resident of this state. Seven members shall be nurses who shall have completed at least an approved four-year high school course of study or its equivalent; shall have graduated from an accredited school of nursing; shall be licensed as a registered nurse in this state; shall have had at least five years experience in nursing following graduation, and four of whom shall have at least two years executive or teaching experience in nursing education and shall have

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

been actively engaged in the practice of nursing within two years of her appointment. The eighth member shall be a layman who shall serve a five-year term. The first lay member shall be appointed for a term beginning on July 1, 1971. Each member of the board shall file with the department of state, the constitutional oath of office before beginning his or her term of office. Provided, however, that the present members of the Minnesota State Board holding office under the provisions of the Minnesota Nurse Practice Act shall serve as members of said board until the expiration of their respective terms or until their successors have been appointed and qualified.

Subd. 2. ~~On expiration of the term of any member, or a vacancy, of a member who is a nurse, the governor may appoint, from a list of members submitted by the Minnesota Nurses' Association, a nurse to hold office for a term of five years. Such list should contain names of persons in number at least twice the number of places to be filled. Vacancies occurring on the board, when the member is a nurse,~~ may be filled for the unexpired terms by appointments to be made by the governor from nominations submitted by the Minnesota Nurses' Association in the manner aforesaid, within a period of 90 days. In the case of the lay member of the board, the governor shall appoint a new lay member to fill any vacancy that may occur.

Subd. 3. The governor may remove any member from the board for neglect of any duty required by law or for incompetency or unprofessional or dishonorable conduct.

Sec. 2. Minnesota Statutes 1969, Section 148.29, Subdivision 2, is amended to read:

Subd. 2. "Board" means "Minnesota Board of Nursing," and for the purposes of sections 148.29 to 148.297 and this act only, three five additional members shall be appointed by the governor, one of whom shall be a doctor of medicine duly licensed and registered in this state, one of whom shall be an administrator or superintendent of a licensed hospital located outside of a city of the first class, and ~~one three~~ of whom shall be a duly licensed and registered practical nurse nurses .

~~When these three positions next become vacant after July 1, 1955, the governor shall appoint one member to a one year term, one member to a two year term, and one member to a three year term. Upon the effective date of this act the governor shall appoint one of the new members for a two year term and one of the new members for a one year term ; thereafter each new appointment shall be for a three year term. Members shall hold office until a successor is appointed and qualifies.~~

Sec. 3. Minnesota Statutes 1969, Section 148.29, Subdivision 4, is amended to read:

Subd. 4. ~~"The practice of nursing by a Licensed Practical Nurse" means the performing for compensation or personal profit services~~

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

required in the nursing care of the sick not involving the specialized education, knowledge, and skill required in professional nursing. Practical nursing shall mean the performance for compensation of any of those services in observing and caring for the ill, injured, or infirm, in applying counsel and procedure to safeguard life and health, in administering treatment prescribed by a licensed health professional, or treatment and medication prescribed by a licensed doctor of medicine, osteopathy, or dentistry, or a licensed podiatrist, which are commonly performed by licensed practical nurses and which require specialized knowledge and skill such as are taught or acquired in an approved school of practical nursing, but which do not require the specialized education, knowledge and skill of a registered nurse. This shall not be construed to prevent the care of any ill, injured or infirm person by any member of his family or any friend, or his care by any person employed primarily as a companion, housekeeper, domestic servant, nursemaid or home health aide.

Sec. 4. Minnesota Statutes 1969, Section 148.291, Subdivision 1, is amended to read:

148.291 **EXAMINATIONS.** Subdivision 1. **QUALIFICATIONS.** An applicant for a license to practice nursing as a licensed practical nurse shall submit to the board written evidence on a form provided by the board, verified by oath, that the applicant:

- (1) Is at least 18 years of age;
- (2) Is of good moral character;
- (3) Is in good physical and mental health;
- (4) Has completed at least an eighth grade course of study in a grade school or its equivalent;
- (5) Has completed an approved course of not less than nine months for the training of licensed practical nurses ~~or its equivalent, as determined by the board.~~

Sec. 5. Minnesota Statutes 1969, Section 148.291, is amended by adding a subdivision to read:

Subd. 5. **PRIOR PRACTICE.** Prior to January 1, 1973, the board shall issue a license to practice practical nursing to any individual who has been practicing practical nursing without a license for five of the prior ten years if he complies with requirements of section 4 excluding (5) and with Minnesota Statutes, Section 148.291, Subdivisions 2 and 4.

Sec. 6. Minnesota Statutes 1969, Section 148.293, Subdivision 1, is amended to read:

148.293 **VIOLATIONS, EXEMPTIONS.** Subdivision 1. It is unlawful for any person, corporation, or association to:

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

(1) Conduct a school of nursing for the training of persons to become licensed practical nurses unless the school is approved by the board.

~~(2) Represent himself or herself as a licensed practical nurse unless such person is licensed by the board, but sections 148.29 to 148.297 shall not prohibit any person from nursing the sick for hire, who does not in any way assume or represent to be a licensed practical nurse.~~

(2) Use in connection with his or her name the words practical nurse, licensed practical nurse, or the letters "PN", "LPN", or any designation tending to imply that he or she is a practical nurse, or licensed practical nurse unless such person is licensed by the board.

(3) Practice practical nursing unless duly licensed to do so under the provisions of sections 148.29 to 148.297.

Approved May 20, 1971.

---

## CHAPTER 419—H.F.No.1604

[Not Coded]

*An act authorizing Chisago, Mille Lacs, Sherburne, and Isanti counties to form districts for the construction of water or sewer facilities or both and to acquire land and easements, impose service charges, levy special assessments, and issue bonds for that purpose.*

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

Section 1. **CHISAGO, MILLE LACS, SHERBURNE, AND ISANTI COUNTIES; WATER AND SEWER DISTRICTS.** The board of county commissioners of any or all of the counties of Chisago, Mille Lacs, Sherburne, and Isanti upon receipt of a petition for the formation of a water or sewer district or combined water and sewer district within any area of the county not organized into cities or villages, and after determining the sufficiency of the petition as provided in section 2 and making such investigations and surveys as it considers necessary to ascertain whether it should be granted, may by resolutions form such a district; cause plans and specifications to be prepared for facilities adequate to obtain, store, treat, and distribute water for domestic, commercial, and industrial use therein, or facilities adequate to collect, treat, and dispose of sewage and waste in a sanitary manner, or both such types of facilities; contract for the construction of such facilities; acquire land and easements for the

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