

to the contract obligation of another or otherwise than under this provision; or for payment of any judgments or any other costs or disbursements in connection therewith, where the judgment, cost, or disbursement is against the employee and not against the state.

Sec. 2. This act shall only apply to claims made or actions commenced on or after January 1, 1971.

Approved June 4, 1971.

CHAPTER 848—S.F.No.2493

[Coded]

An act relating to public welfare; authorizing the commissioner of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care; appropriating money.

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

Section 1. [245.83] **PUBLIC WELFARE; CHILD DAY CARE CENTERS; GRANTS; APPROPRIATIONS; DEFINITIONS.** Subdivision 1. As used in this act the words defined in this section shall have the meanings given them.

Subd. 2. "Child care service" means a family day care home, group day care center for six or more children, nursery schools, day nurseries, child day care centers and play groups, as defined by such rules and regulations as the commissioner shall promulgate from time to time.

Subd. 3. "Child" means any person twelve years of age or younger.

Subd. 4. "Commissioner" means the commissioner of public welfare.

Sec. 2. [245.84] **AUTHORIZATION TO MAKE PROVISIONAL GRANTS.** The commissioner is authorized to make such provisional grants from the general fund in the state treasury to any municipality, corporation or combination thereof for planning, establishing, maintaining or operating a child care service as the commissioner deems necessary or proper to carry out the purposes of this act. The planning, establishing, maintaining or operating of a child care service may include but is not limited to the leasing, renting,

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constructing or purchasing of necessary facilities, equipment or supplies for such service.

The commissioner is further authorized to make provisional grants as provided by this act to any such municipality, county, corporation or combination thereof, to establish and operate a program to aid in the coordination of child care within a defined community, to aid in the development of social, emotional, educational and physical conditions under which children can best develop within a defined community and to provide for the needs of economically disadvantaged children. No grant shall exceed 50 percent of the total cost of the establishment and operation of a child care service or a program as set forth in this section.

Sec. 3. [245.85] TERMINATION OF ALL OR PART OF A GRANT. The commissioner shall supervise and coordinate all child care services and programs for which a grant has been made pursuant to this act and shall endeavor insofar as possible to establish a set of program standards and uniform regulations to coordinate child care services and programs at the state and local level. The commissioner shall, from time to time, review the budgets, expenditures and development of each child care service and program to which a grant has been made pursuant to this act. If he determines that any portion of the grants made to establish and operate a child care service or a program are no longer needed, that local support is not available to finance the local share of the cost of such service or programs, or that such service or programs do not comply with the rules, regulations, standards or requirements of the commissioner, the commissioner may, upon 30 days notice, withdraw any funds not allocated prior to the delivery of such notice and cancel the grant to the extent of such withdrawal.

Sec. 4. [245.86] AUTHORIZATION TO CERTAIN MUNICIPALITIES TO MAKE GRANTS. Any county or municipality may make grants from special tax revenues or from its general fund to any organization, governmental or corporate, for the same purposes for which the commissioner is authorized to make grants by this act. The above funds are to provide for a 50 percent matching of county, local or private funds.

Sec. 5. [245.87] ALLOCATIONS TO CITIES OF FIRST CLASS. For the purposes of this act not more than 30 percent of the amount allocated shall go to counties containing a city of the first class.

Sec. 6. APPROPRIATION. There is appropriated to the commissioner of public welfare from the general fund in the state treasury the sum of \$250,000 for the purposes of this act.

Approved June 4, 1971.

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