

when an election shall be held at a place designated by the commission within the area ~~to be annexed~~ determined by the commission to be primarily and substantially interested in or affected by the commission order. The secretary shall cause a copy of the order affirming the petition, including the notice of the election, to be posted not less than 20 days before the election in three public places in the area ~~to be annexed~~, and shall cause notice of the election to be published two successive weeks in a newspaper qualified as medium of official and legal publication, of general circulation, in the area ~~to be annexed~~. The commission shall appoint the necessary election judges from voters resident in the area and shall supervise them in their duties. The commission shall designate the polling place or places, using so far as possible the usual polling place or places. The polls shall be open at least 13 hours and until at least 8 p.m. The judges shall conduct the election so far as practicable in accordance with the laws regulating ~~the election of town officers~~ special elections. Only voters residing within the ~~territory described in~~ area primarily and substantially interested in or affected by the commission's order shall be entitled to vote. The ballot shall bear the words "For Annexation" and "Against Annexation" with a square before each of the phrases in one of which the voter shall make a cross to express his choice. The ballots and election supplies shall be provided and the election judges shall be paid by the petitioners or annexing municipality. Immediately upon completion of the counting of the ballots, the judges of the election shall make a signed and verified certificate declaring the time and place of holding the election, that they have canvassed the ballots cast, and the number cast both for and against the proposition, and they shall then file the certificate with the secretary of the commission. If the certificate shows the majority of the votes cast were "For Annexation" the commission's order shall be effective in accordance with subdivision 6. The secretary shall attach the certificate to the original petition or resolution, the original order affirming the petition or resolution as submitted or as amended in the order, and the original proofs of the posting of the election notice, and the annexation order.

Approved May 23, 1973.

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#### CHAPTER 622—H.F.No.1536

*An act relating to the department of corrections; community corrections centers; amending Minnesota Statutes 1971, Sections 241.31; and 241.32.*

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

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

Section 1. Minnesota Statutes 1971, Section 241.31, is amended to read:

**241.31 CORRECTIONS; COMMUNITY CORRECTIONS CENTERS; ESTABLISHMENT AND OPERATION BY MUNICIPALITY.** Subdivision 1. Notwithstanding any provisions of Minnesota Statutes to the contrary, any city, county, town, or village, or any non-profit corporation approved by the commissioner of corrections, or any combination thereof may establish and operate a community corrections ~~center~~ program for the purpose of providing housing, supervision, treatment, counseling ~~and~~ or other correctional services;

(a) to persons convicted of crime in the courts of this state and placed on probation by such courts pursuant to section 609.135;

(b) to persons not yet convicted of a crime but under criminal accusation *who voluntarily accept such treatment*;

(c) to persons adjudicated a delinquent under chapter 260;

(d) with the approval of the youth conservation commission, to persons paroled under chapter 242; and

(e) with the approval of the adults corrections commission, to persons paroled under section 243.05 or released under section 241.26.

Subd. 2. Community corrections ~~centers~~ programs established under this section may be administered by a non-profit corporation, by the political subdivision establishing same, or by a community corrections board organized and composed in the same manner that a community mental health board is composed and organized under sections 245.66 to 245.67.

Subd. 3. The premises and facilities for any community correctional ~~center~~ program may be acquired by purchase, lease, or gift, and may be established and operated in connection with existing public or private institutions or agencies.

Subd. 4. Any political subdivision, as described in subdivision 1, may use unexpended funds, levy additional taxes, accept gifts, grants and subsidies from any lawful source, or make application for federal funds in order to provide the necessary funds for the establishment and operation of a community corrections ~~center~~ program.

Subd. 5. The commissioner of corrections shall establish minimum standards for the size, area to be served, qualifications of

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staff, ratio of staff to inmate client population, and treatment programs for community corrections ~~centers~~ programs established pursuant to this section. Plans and specifications for such ~~centers~~ programs, including proposed budgets must first be submitted to the commissioner for his approval prior to the establishment.

Subd. 6. With the approval of the commissioner of public welfare any city, county, town, village, or any non-profit corporation approved by the commissioner of corrections, or any combination thereof, may obtain by lease the use of any building or unit thereof located upon the grounds of a state hospital, and may contract with such state hospital and with community mental health centers for consultative and clinical services.

Subd. 7. For the purpose of demonstrating the effectiveness of the community corrections ~~centers~~ programs authorized by this section and to promote the development of such ~~centers~~ programs the commissioner of corrections may, out of funds appropriated for such purposes, make grants not to exceed ~~\$175,000 or 65 percent, whichever is the lesser,~~ of the costs of operating such programs, provided however, that the commissioner may make grants of 100 percent of the operating costs of such programs operated by the Indian reservation business committees exercising governmental functions pursuant to congressional charters. Community corrections ~~centers~~ programs established under the provisions of Laws 1971, Chapter 782 must comply with the provisions of subdivision 5 to be eligible to apply for and receive the assistance provided by this subdivision.

The commissioner shall ~~inspect~~ review at least annually each ~~center~~ program established under Laws 1971, Chapter 782 and review its projected annual operating costs to insure continued compliance with minimum standards, and may withhold funds for noncompliance.

Sec. 2. Minnesota Statutes, 1971, Section 241.32, is amended to read:

#### 241.32 ESTABLISHMENT AND OPERATION BY STATE.

Subdivision 1. The commissioner of corrections may establish and operate community correctional ~~centers~~ programs or contract with existing public and private agencies for separate custody and or specialized care and treatment of persons under his custody and control or under the custody and control of the youth conservation commission or the adult corrections commission or on conditional release under section 241.26. ~~Juveniles must be housed separately from adults in any centers established under this section.~~

Subd. 2. Any person admitted to a community correctional ~~center~~ program by action of the youth conservation commission or

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the adult corrections commission shall be and remain under the control of the youth conservation commission or the adult corrections commission and may be conditionally released therefrom in the manner and for such periods of time as may be ordered by the appropriate commission.

Subd. 3. To establish and operate community correctional ~~centers~~ programs or to provide such services through agreement with public and private agencies the commissioner is authorized to accept gifts, grants, and subsidies from any lawful source and to negotiate with the federal government, or any agency, bureau, or department thereof to obtain funds for the purposes of this subdivision, which gifts, grants, subsidies, and funds are hereby appropriated to the commissioner.

Approved May 23, 1973.

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#### CHAPTER 623—H.F.No.1625

*An act relating to workmen's compensation, suicide; amending Minnesota Statutes 1971, Section 176.021, Subdivision 1.*

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

Section 1. Minnesota Statutes 1971, Section 176.021, Subdivision 1, is amended to read:

**176.021 WORKMEN'S COMPENSATION; SUICIDE; APPLICATION TO EMPLOYERS AND EMPLOYEES.** Subdivision 1. **LIABILITY FOR COMPENSATION.** Except as excluded by this chapter all employers and employees are subject to the provisions of this chapter. Every such employer is liable for compensation according to the provisions of this chapter and is liable to pay compensation in every case of personal injury or death of his employee arising out of and in the course of employment without regard to the question of negligence, unless the injury ~~or death~~ was intentionally self-inflicted or when the intoxication of the employee is the proximate cause of the injury; ~~suicides are not compensable.~~ The burden of proof of such ~~fact~~ facts is upon the employer.

Approved May 23, 1973.

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