

fecting the amount or rate of taxes which must be levied by the city, county, or school district for other purposes or by a local government in the area, the city, county, or school district may levy a tax not to exceed 1/100 mill.

Sec. 9. This act is effective on the date following its final enactment.

Approved April 11, 1974.

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**CHAPTER 575—S.F.No.2964**  
[Coded in Part]

*An act relating to the organization, operation and financing of the state government; appropriating and reappropriating money for various programs relating to public welfare including supplementary aids; authorizing the establishment of alcohol and drug abuse programs for native Americans; providing for venereal disease treatment centers; prescribing fees for boarding prisoners; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Sections 256.73, by adding a subdivision; 641.11; Minnesota Statutes, 1973 Supplement, Sections 254A.02, by adding a subdivision; 254A.03; and 254A.07, Subdivision 2.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes, 1973 Supplement, Section 254A.02, is amended by adding a subdivision to read:

**Subd. 11. STATE GOVERNMENT; ORGANIZATION, OPERATION AND FINANCING.** "Native American" means a person of one quarter or more Indian blood.

Sec. 2. Minnesota Statutes, 1973 Supplement, Section 254A.03, is amended to read:

**254A.03 STATE AUTHORITY ON ALCOHOL AND DRUG ABUSE. Subdivision 1.** There is hereby created an alcohol and other drug abuse section in the department of public welfare. This section shall be headed by a director who shall be in the unclassified service. The section shall:

(a) conduct and foster basic research relating to the cause, prevention and methods of diagnosis, treatment and rehabilitation of alcoholic and other drug dependent persons;

(b) coordinate all activities and programs of all the various state departments as they relate to alcohol and other drug dependency and abuse problems;

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(c) develop and demonstrate new methods and techniques for the prevention, treatment and rehabilitation of alcohol and other drug abuse and dependency problems;

(d) gather and disseminate facts and information about alcoholism and other drug dependency and abuse to public and private agencies and the courts so requesting such information for guidance to and assistance in prevention, treatment and rehabilitation;

(e) inform and educate the general public on alcohol and other drug dependency and abuse problems;

(f) serve as the state authority concerning alcohol and other drug dependency and abuse;

(g) establish a state plan which shall set forth goals and priorities within a comprehensive alcohol and other drug dependency and abuse program for Minnesota. All governmental units operating alcohol and other drug abuse or dependency programs or administering state or federal funds for such programs shall annually set their program goals and priorities and allocate funds in accordance with the comprehensive state plan;

(h) make contracts with and grants to public and private agencies and organizations, both profit and nonprofit, and individuals for the provision of comprehensive program services;

(i) solicit and accept any gift of money or property for purposes of Laws 1973, Chapter 572, and any grant of money, services, or property from the federal government, the state, any political subdivision thereof, or any private source ;

(j) with respect to alcohol and other drug abuse programs serving the native American community, establish guidelines for the employment of personnel with considerable practical experience in alcohol and other drug abuse problems, and understanding of social and cultural problems related to alcohol and other drug abuse, in the native American community.

Subd. 2. There is hereby created, within the alcohol and drug abuse section of the department of public welfare, the position of special assistant for native American programs on alcoholism and drug abuse and an assistant to that position. The special assistant position shall be filled by a person with considerable practical experience in and understanding of alcohol and other drug abuse problems in the native American community, who shall be responsible to the director of the alcohol and drug abuse section created in subdivision 1 and shall be in the unclassified service. The special assistant with the approval of the director shall:

(a) Administer funds appropriated for native American groups,

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organizations and reservations within the state for native American alcoholism and drug abuse programs,

(b) Establish policies and procedures for such native American programs with the assistance of the citizens advisory council created by Minnesota Statutes, 1973 Supplement, Section 254A.04, and the native American advisory board.

Sec. 3. Minnesota Statutes, 1973 Supplement, Section 254A.07, Subdivision 2, is amended to read:

Subd. 2. The department of public welfare may make grants to community mental health boards for comprehensive programs for prevention, care, and treatment of alcohol and other drug abuse as developed and defined by the state authority. Grants made for programs serving the native American community shall take into account the guidelines established in section 254A.03, subdivision 1, clause (i). Grants may be made for the cost of these comprehensive programs and services whether provided directly by community mental health boards or by other public and private agencies and organizations, both profit and nonprofit, and individuals, pursuant to contract. Nothing herein shall prevent the state authority from entering into contracts with and making grants to other state agencies for the purpose of providing specific services and programs.

Sec. 4. The sum of \$35,000 is appropriated from the general fund to the alcohol and drug abuse section of the department of public welfare for the purposes of sections 1, 2, and 3.

Sec. 5. Sections 1 to 4 are effective on April 1, 1974.

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

**[144.065] VENEREAL DISEASE TREATMENT CENTERS.** The state board of health shall assist local health agencies and organizations throughout the state with the development and maintenance of services for the detection and treatment of venereal diseases. These services shall provide for diagnosis, treatment, case finding, investigation, and the dissemination of appropriate educational information. The state board of health shall promulgate regulations relative to the composition of such services and shall establish a method of providing funds to local health agencies and organizations which offer such services. The state board of health shall provide technical assistance to such agencies and organizations in accordance with the needs of the local area.

Sec. 7. There is hereby appropriated to the board of health from the general fund the sum of \$100,000 to be available for the biennium ending June 30, 1975, for the purposes of section 6.

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Sec. 8. Subdivision 1. To the extent of the appropriation for this specific purpose, the commissioner shall provide emergency supplementary grants to recipients of aid to dependent children for major home repairs, repair of major home appliances, and supplemental dietary needs medically authorized, but not covered by medical assistance. The commissioner shall immediately by rule and regulation:

(a) Establish procedures for determination of need and verification of proper payment of supplementary grants authorized by this section; and

(b) Establish procedures for the proration among the counties of the funds appropriated for supplementary grants; and

(c) Establish fiscal procedures to assure the sufficiency of the funds appropriated for supplementary grants until June 30, 1975. These emergency rules and regulations shall be promulgated immediately by the commissioner pursuant to the provisions of Minnesota Statutes 1971, Section 15.0412, Subdivision 5.

This shall be a final and nonrecurring appropriation and shall expire June 30, 1975. The commissioner shall submit quarterly reports to the subcommittee on welfare-corrections of finance in the senate and the welfare-corrections division of appropriations in the house regarding expenditures for supplementary grants.

Subd. 2. There is appropriated to the commissioner of public welfare from the general fund the sum of \$250,000 for the purposes of subdivision 1.

Subd. 3. This section is effective July 1, 1974.

Sec. 9. Subdivision 1. The sums hereinafter stated, or so much thereof as may be necessary, are hereby appropriated to the commissioner of public welfare from the general fund in the state treasury not otherwise appropriated; to be expended for the purposes specified in this section, to be available for the biennium ending June 30, 1975.

Subd. 2. There is appropriated from the general fund the sum of \$3,900,000 or so much thereof as may be necessary for medical assistance to the needy, supplemental payments for Supplemental Security Income recipients, and aid to families with dependent children. This appropriation shall be added to the appropriations made in Laws 1973, Chapter 765, Section 2, Subdivision 8.

Subd. 3. There is appropriated from the general fund the sum of \$700,000 for daytime activity centers for the mentally retarded. This appropriation shall be added to the appropriation made in Laws 1973, Chapter 765, Section 2, Subdivision 12. None of the moneys appropriated by this subdivision shall be used to supplant county funds.

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Subd. 4. There is appropriated from the general fund the sum of \$20,000 for Red Lake band of Chippewa Indians. This appropriation shall be in addition to the appropriation made in Laws 1973, Chapter 765, Section 2, Subdivision 15.

Subd. 5. There is appropriated from the general fund the sum of \$200,000 for contingent funds for state institutions. This appropriation shall be in addition to the appropriation made in Laws 1973, Chapter 765, Section 9.

Subd. 6. To provide for day care services to children of migrant workers utilizing Title IV-A funds there is appropriated to the division of social services in the department of public welfare from the general fund in the state treasury the sum of \$60,000.

Subd. 7. There is appropriated from the general fund the amount of \$20,000 for regional library for the blind. This appropriation shall be added to the appropriation made in Laws 1973, Chapter 765, Section 2, Subdivision 21(c).

Sec. 10. Any unexpended balance not to exceed \$235,000 remaining on June 30, 1974 from the appropriation made in Laws 1973, Chapter 765, Section 2, Subdivision 2, for special computer projects, shall not cancel but shall be made available for expenditure in fiscal year 1974-1975.

Sec. 11. Subdivision 1. This appropriation shall be available to allocate and to finance statewide operations formerly funded in whole or in part under the Economic Opportunity Act of 1964, Public Law 88-452, as amended; provided that the recipient municipality or other public body shall have expended all funds received under Title II, Section 221 of the Economic Opportunity Act of 1964, as amended, that no agency or program receiving funds hereunder shall receive more than 20 percent annually of the amount of money received under the last year of funding under the Economic Opportunity Act, and provided further that the recipient agency or program certifies that it has appropriated a sum of no less than 50 percent of the amount to be disbursed to the agency or program by the state.

Subd. 2. A portion of these funds may be expended in those counties currently without economic opportunity programs.

Subd. 3. The funds appropriated by this section shall not be available until the economic opportunity program requests have been reviewed by the welfare-corrections subcommittee on finance in the Senate and the welfare-corrections division of appropriations in the House. At least 30 days before action by the legislative advisory committee the commissioner shall submit the individual project requests to the respective committees enumerated above for review.

Subd. 4. It is the intention of the legislature that this shall be a fi-

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nal and non-recurring appropriation.

Subd. 5. Any unexpended balance not to exceed \$300,000 remaining on June 30, 1974, from the appropriation made in Laws 1973, Chapter 765, Section 8, Subdivision 1, is hereby reappropriated to the commissioner of administration for the biennium ending June 30, 1975.

Subd. 6. The sum of \$900,000 is appropriated to the commissioner of administration for economic opportunity programs from the general fund of the state treasury for the purposes of this section.

Sec. 12. Commencing July 1, 1974, the department of public welfare shall not reimburse any county for administrative expenses appropriated by Laws 1973, Chapter 650, Article XXI, Section 31, until such county is participating in a food stamp quality control system. The department of public welfare shall certify the acceptability of each county plan. No county may discontinue its food stamp program to avoid state sanctions. The department of public welfare shall not be granted additional complement or funds as a result of this section.

Sec. 13. There is appropriated to the commissioner of public welfare from the general fund the sum of \$50,000 for the purpose of providing a grant-in-aid to the Bridge Runaway Youth Inc. of Minneapolis, Minnesota for their activities to assist runaway youth in reestablishing useful associations with their families. The funds shall be expended subject to the direction of the commissioner of public welfare in accordance with the purposes of this act. Notwithstanding Minnesota Statutes, 1973 Supplement, Section 16.17 or other law, this appropriation expires June 30, 1975. It is the intention of the legislature that this shall be a final and non-recurring appropriation.

Sec. 14. Minnesota Statutes 1971, Section 641.11, is amended to read:

**641.11 COMPENSATION FOR BOARDING PRISONERS.** Every sheriff in charge of a county jail shall receive from the county compensation for board and washing for prisoners, as follows:

On the last day of each month he shall render to the county board a verified statement showing the name of each prisoner and the number of days boarded. The pay shall be determined by the county board of commissioners but shall not be less than ~~\$2.50~~ \$3.50 a day nor more than ~~\$3.50~~ \$4.50 for each day or fractional day for each prisoner. In every county where the sheriff's compensation for board of prisoners is fixed by special law it shall so continue unless the county board by unanimous vote shall elect to come under the general law after which it shall be governed by this section provided that the provisions of this section shall not apply to any county in this state now or hereafter having a population of more than 100,000.

Sec. 15. **[256B.35] PERSONAL ALLOWANCE; NURSING HOME**

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**RECIPIENTS.** Subdivision 1. Notwithstanding any law to the contrary, welfare allowances for clothing and personal needs for individuals receiving medical assistance while confined in any skilled nursing home or intermediate care facility in this state shall not be less than \$25 per month.

Subd. 2. Neither the skilled nursing home, the intermediate care facility nor the department of public welfare shall withhold or deduct any amount of this allowance for any purpose contrary to this section.

Sec. 16. **[256B.36] PERSONAL ALLOWANCE; HANDICAPPED OR MENTALLY RETARDED RECIPIENTS.** In addition to the personal allowance established in section 15, any handicapped or mentally retarded recipient of medical assistance confined in a skilled nursing home or intermediate care facility shall also be permitted a special personal allowance drawn solely from earnings from any productive employment under an individual plan of rehabilitation. This special personal allowance shall not exceed (1) the limits set therefor by the commissioner, or (2) the amount of disregarded income the individual would have retained had he or she been a recipient of aid to the disabled benefits in December, 1973, whichever amount is lower.

Sec. 17. Sections 15 and 16 are effective the day following final enactment; however, the personal allowance established in section 15 shall be allowed retroactive to January 1, 1974, and the accumulated amount shall be prorated over the six months immediately following final enactment.

Sec. 18. Minnesota Statutes 1971, Section 256.73, is amended by adding a subdivision to read:

Subd. 5. For the purposes of section 256.72 to 256.87, dependent children shall include the unborn during the final three months of pregnancy and, insofar as possible, the provisions applicable to dependent children shall also be applicable to the unborn during the final three months of pregnancy. The commissioner of public welfare shall promulgate, pursuant to the administrative procedures act, regulations to implement this subdivision.

Sec. 19. The sum of \$20,000 is appropriated from the general fund to the Indian affairs commission for the expenses of operation for the current biennium ending June 30, 1975. This sum shall be in addition to sums previously appropriated.

Sec. 20. Except as otherwise provided for in this act, the provisions hereof are in effect upon final enactment.

Approved April 11, 1974.

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