

sociation may be used for the payment of salaries in an amount not in excess of \$1,500 per year.

Sec. 3. Any member who served as such prior to the date that the city of Bloomington became a city of the second class shall be credited with each year of such service for retirement purposes upon his payment into the pension fund of an amount equal to \$100 for each year of service to be credited, together with interest thereon at the rate of six percent per annum computed from January 1, 1969. Payment may be made on a lump sum or periodic payment basis at the option of the member, but shall be completed before that member's retirement or before July 1, 1976, whichever date is earlier.

Sec. 4. In all regards consistent with this act, the provisions of Minnesota Statutes, Sections 423.801 to 423.815 and Laws 1965, Chapter 498 or any other applicable law shall continue to govern the police relief association of the city of Bloomington.

Sec. 5. This act is effective upon approval by the Bloomington city council and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 15, 1975.

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#### CHAPTER 122—H.F.No.535

*An act relating to the department of public welfare; eliminating the duty of the commissioner of public welfare to appoint directors of community mental health services; amending Minnesota Statutes 1974, Section 245.69.*

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

Section 1. Minnesota Statutes 1974, Section 245.69, is amended to read:

**245.69 PUBLIC WELFARE; COMMUNITY MENTAL HEALTH SERVICES; DIRECTORS; ADDITIONAL DUTIES OF COMMISSIONER.** In addition to the powers and duties already conferred upon him by law the commissioner of public welfare shall:

(a) Promulgate rules and regulations governing eligibility of community mental health programs to receive state grants, prescribing standards for qualification of personnel and quality of professional service and for in-service training and educational leave programs for personnel, governing eligibility for service so that no person will be denied service on the basis of race, color or creed, or inability to pay, providing for establishment, subject to the approval of the commissioner, of fee schedules which shall be based upon ability to pay and the guiding

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

principle of which shall be that no one who can afford to pay for his own treatment at the rate customarily charged in private practice shall be treated in the community mental health services clinic except as hereinafter provided, regulating fees for consultation and diagnostic services which services may be provided to anyone without regard to his financial status when referred by the courts, schools, or health or welfare agencies whether public or private, and such other rules and regulations as he deems necessary to carry out the purposes of sections 245.61 to 245.69.

(b) Review and evaluate local programs and the performance of administrative and psychiatric personnel and make recommendations thereon to community mental health boards and program administrators;

(c) Provide consultative staff service to communities to assist in ascertaining local needs and in planning and establishing community mental health programs; and

(d) Employ qualified personnel ; ~~including a director of community mental health services, under the supervision of the medical director to implement sections 245.61 to 245.69.~~

Approved May 15, 1975.

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#### CHAPTER 123—H.F.No.540

*An act relating to courts; providing for non-transfer of filing fee when venue is changed in civil actions; amending Minnesota Statutes 1974, Section 542.10.*

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

Section 1. Minnesota Statutes 1974, Section 542.10, is amended to read:

**542.10 COURTS; CHANGE OF VENUE AS OF RIGHT; DEMAND; FILING FEES.** If the county designated in the complaint is not the proper county, the action may notwithstanding be tried therein unless, within 20 days after the summons is served, the defendant demands in writing that it be tried in the proper county. This demand shall be accompanied by the affidavit of the defendant, or his agent or attorney, setting forth the county of his residence at the time of the commencement of the action, the date of service of the summons, and stating that neither the cause of action nor any part thereof arose in the county designated in the complaint. This demand and affidavit, with *proof of service thereof upon the plaintiff's attorney, shall be filed with the clerk in the county where the action was begun within 30 days from the date of its service and thereupon, unless the county where*

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