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**CHAPTER 25—H.F.No.418**

*An act relating to public welfare; exempting licensed hospitals from licensing requirements; amending Minnesota Statutes 1976, Section 245.791.*

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

Section 1. Minnesota Statutes 1976, Section 245.791, is amended to read:

**245.791 PUBLIC WELFARE; HOSPITALS; LICENSING; EXCLUSIONS.** ~~Laws 1976, Chapter 243, Sections 2 to 44~~ 245.781 to 245.813 shall not apply to:

- (1) Day care or residential care provided by a relative to related persons;
- (2) Day care or residential care provided for a cumulative total of less than 30 days in any 12 month period;
- (3) Day care provided for persons from a single unrelated family for any length of time;
- (4) A home caring for a person placed there by a licensed agency for legal adoption, unless the adoption is not completed within two years after placement;
- (5) A ~~private licensed~~ hospital whose psychiatric or chemical dependency program is located within the hospital and is reviewed by the appropriate review committee of a national professional organization whose membership is limited to medical students, enrollees in residency programs and licensed medical doctors.
- (6) A nursing home, hospital, or boarding care home, licensed by the state board of health, except that an identifiable unit of such a facility which regularly provides care for more than five handicapped persons must be licensed under ~~Laws 1976, Chapter 243, sections 2 to 44~~ 245.781 to 245.813;
- (7) A day care or residential facility serving fewer than five physically or mentally handicapped adults;
- (8) A day care or residential program serving any number of nonhandicapped adults;
- (9) A sheltered workshop day program, certified by the state board of education;
- (10) A work activity day program, certified by the state board of education;
- (11) A work-wage home providing care for one nonrelated child who has reached his sixteenth birthday and who has been independently placed for purposes of education or employment;

**Changes or additions indicated by underline deletions by strikethrough**

(12) A school under the general supervision of the commissioner of education or a local education agency;

(13) A residential or day care facility under the direct control and supervision of a local education agency or a state agency other than the commissioner;

(14) Day care provided for periods of no more than three hours per day for any person while his relatives are in the same building, or can be present in the same building within 30 minutes;

(15) Facilities which in the judgment of the commissioner of education are operated for the primary purpose of educating children shall be exempt from these rules and regulations except insofar as the regulations affect the health and safety of the children therein. The classrooms shall meet the applicable standards of the commissioner of public safety and state board of health.

Sec. 2. This act is effective the day following final enactment.

Approved April 14, 1977.

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#### CHAPTER 26—S.F.No.22

[Not Coded]

*An act relating to Lake of the Woods county; authorizing issuance of one off-sale liquor license.*

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

#### Section 1. LAKE OF THE WOODS COUNTY; OFF-SALE LIQUOR LICENSE.

The county board of Lake of the Woods county may issue one off-sale license for the sale of intoxicating liquors to an establishment located in that portion of the county lying north of the forty-ninth parallel known as the Northwest Angle. The fee for this license shall be identical with that prescribed for a city license by Minnesota Statutes, Section 340.11, Subdivision 14 for a city of population identical to the population of the Northwest Angle. All provisions of chapter 340 or any other law regulating the sale of intoxicating liquor at off-sale shall apply to the license issued pursuant to this section.

Sec. 2. This act is effective upon approval by the county board of Lake of the Woods county and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 20, 1977.

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