

suspend the right to practice of any person who has been convicted of any violation of sections 148.52 to 148.62 or of any other criminal offense, or who is found by the board to be grossly incompetent; ~~afflicted with contagious disease; an habitual drunkard;~~ or guilty of unprofessional conduct. "Unprofessional conduct" means any conduct of a character likely to deceive or defraud the public, including, among other things, ~~price advertising,~~ and free examination advertising, the loaning of his license by any licensed optometrist to any person; the employment of "cappers" or "steerers" to obtain business; splitting or dividing a fee with any person; the obtaining of any fee or compensation by fraud or misrepresentation; employing directly or indirectly any suspended or unlicensed optometrist to perform any work covered by sections 148.52 to 148.62; the advertising by any means of optometric practice or treatment or advice in which untruthful, improbable, misleading, or impossible statements are made. After one year, upon application and proof that the disqualification has ceased, the board may reinstate such person.

Approved March 23, 1978.

#### CHAPTER 517-S.F.No.1282

*An act relating to public health; authorizing school superintendents appointed to county nursing committees to designate certain other persons to serve in their place; amending Minnesota Statutes 1976, Section 145.12.*

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

Section 1. Minnesota Statutes 1976, Section 145.12, is amended to read:

**145.12 COUNTY PUBLIC HEALTH AND HOME HEALTH SERVICE PERSONNEL'; PUBLIC HEALTH NURSING COMMITTEE.** Subdivision 1. **MEMBERS; EXPENSES AND PAYMENTS.** The board of county commissioners of any county, except counties now or hereafter having a population of 550,000 or more, and except Cook, Isanti, and Kanabec counties, shall detail county public health nurses and home health service personnel to act under the direction of the county board of health or a public health nursing committee composed of at least five members, as follows:

(1) ~~The county superintendent of schools if there be one; otherwise~~ The county commissioners shall appoint one member from among the superintendents of independent school districts in ~~such~~ the county. Another person may be designated by the appointed superintendent to serve on this committee in place of the superintendent. This person shall be employed in the same district as the appointed superintendent;

(2) The county health officer or a physician appointed by the county commissioners;

(3) A county commissioner appointed by the board of county commissioners;

(4) Two residents of the county appointed by the county commissioners.

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

The public health nursing committee of each county shall effect a permanent organization and meet at regular intervals with the nurses. The public health nursing and home health services shall be available to the entire population and shall not be restricted to persons eligible for public assistance.

The county board of each county having a county board of health or nursing committee may allocate in its annual budget a sum to be determined by the county board which sum may be used by such county board of health or nursing committee for the purpose of purchasing supplies and for the payment of necessary mileage at the legal rate, for the members of such board or committee when attending regular or special meetings of said board or committee such meetings not to exceed 12 in number annually, or for the payment of a per diem to the members of such board or committee for each such meeting necessarily attended; said expenses and payments to be made on verified accounts and payable out of the general revenue fund of such county by auditor's warrant after allowance by the county board. Members of the committee who are full time public employees shall not receive this per diem unless they suffer loss of compensation or benefits due to their service on the committee.

Subd. 2. **NURSING COMMITTEE, HENNEPIN COUNTY.** In Hennepin county, when a nursing district is formed under the provisions of section 145.08, subdivision 3, the governing bodies of the municipalities, school districts and towns comprising such nursing district, meeting in a joint session, shall detail the district public nurses to act under the direction of a nursing committee of nine members appointed by representatives of such governing bodies meeting in joint session, as follows:

Four from the membership of said governing bodies; and,

Four residents of the nursing district who do not hold any other elective public office, at least one of whom shall be a physician; and one superintendent of an independent school district within Hennepin county or that superintendent's designee.

The nursing committee shall have power to employ nurses and make all other commitments and expenditures necessary to carry out the purposes of this act, and may arrange with one of the participating public units in the district for the keeping and disbursements of its fund. Expenditures shall be by warrant or order signed by the chairman of the committee and countersigned by its secretary.

The nursing committee shall be a permanent organization and meet at regular intervals with the nurses. At its first meeting each year, the committee shall elect from its members a chairman and secretary. All appointments to membership of the nursing committee shall be for one year and until successors are appointed. The committee shall fill vacancies in its membership for the unexpired term.

Approved March 23, 1978.

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