

Subd. 3. **DURATION OF HOLD.** (a) Any person held pursuant to this section may be held up to 72 hours, exclusive of Saturdays, Sundays, and legal holidays, after admission unless a petition for the commitment of the person has been filed in the probate court of the county of the person's residence or of the county in which the treatment facility is located and the court issues an order pursuant to section 253B.07, subdivision 6. If the head of the treatment facility believes that commitment is required and no petition has been filed, the head of the treatment facility shall file a petition for the commitment of the person. The hospitalized person may move to have the venue of the petition changed to the probate court of the county of the person's residence, if the person is a resident of Minnesota.

(b) During the 72-hour hold period, a court may not release a person held under this section unless the court has received a written petition for release and held a summary hearing regarding the release. The petition must include the name of the person being held, the basis for and location of the hold, and a statement as to why the hold is improper. The petition also must include copies of any written documentation under subdivision 1 or 2 in support of the hold, unless the person holding the petitioner refuses to supply the documentation. The hearing must be held as soon as practicable and may be conducted by means of a telephone conference call or similar method by which the participants are able to simultaneously hear each other. If the court decides to release the person, the court shall issue written findings supporting the decision, but may not delay the release. Before deciding to release the person, the court shall make every reasonable effort to provide notice of the proposed release to: (1) any specific individuals identified in a statement under subdivision 1 or 2 or in the record as individuals who might be endangered if the person was not held; and (2) the examiner whose written statement was a basis for a hold under subdivision 1 or the peace or health officer who applied for a hold under subdivision 2.

Presented to the governor May 3, 1991

Signed by the governor May 7, 1991, 1:45 p.m.

#### CHAPTER 65—H.F.No. 894

*An act relating to local government; permitting officers to contract for certain services; amending Minnesota Statutes 1990, section 471.88, by adding subdivisions.*

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

Section 1. Minnesota Statutes 1990, section 471.88, is amended by adding a subdivision to read:

Subd. 12. An officer of a government unit may contract with the unit to pro-

New language is indicated by underline, deletions by ~~strikeout~~.

vide construction materials or services, or both, by sealed bid process if the unit has a population of 1,000 or less according to the last federal census. The officer may not vote on the question of the contract when it comes before the governing body for consideration.

Sec. 2. Minnesota Statutes 1990, section 471.88, is amended by adding a subdivision to read:

Subd. 13. A public officer may rent space in a public facility at a rate commensurate with that paid by other members of the public.

Presented to the governor May 3, 1991

Signed by the governor May 7, 1991, 1:50 p.m.

#### CHAPTER 66—H.F.No. 954

*An act relating to retirement; public employees retirement association; granting the equivalent of two months maternity leave to a certain St. Louis county employee.*

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

##### Section 1. MATERNITY LEAVE CREDIT.

The public employees retirement association shall grant two months service credit to a member who was employed by St. Louis county until August 30, 1956, and who was forced to resign under then existing law and policies due to the birth of a child, and who was then reemployed by the county on April 1, 1957. This grant of service credit is consistent with present practice under Minnesota Statutes, section 353.01, subdivision 16, paragraph (d).

##### Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment.

Presented to the governor May 7, 1991

Signed by the governor May 10, 1991, 9:10 a.m.

#### CHAPTER 67—H.F.No. 806

*An act relating to retirement; St. Paul teachers retirement fund association; special postretirement adjustment for certain pre-1978 retirees.*

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

New language is indicated by underline, deletions by ~~strikeout~~.