

Sec. 3. Minnesota Statutes 1961, Section 105.54, is amended to read:

105.54 **Violation a misdemeanor.** Any person, partnership, association or corporation violating any of the provisions of sections 105.37 to 105.55 shall be guilty of a **gross** misdemeanor.

Any public officer responsible for the violation of sections 105.37 to 105.55 shall be subject to removal from office by the governor.

Approved May 26, 1965.

CHAPTER 798—H. F. No. 1441

An act relating to Minnesota election laws; amending Minnesota Statutes 1961, Section 202.24, Subdivision 1.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 202.24, Subdivision 1, is amended to read:

202.24 **Elections; precinct caucus; who may participate and vote.** Subdivision 1. Only those persons who are qualified voters *in the precinct* as defined by the Minnesota election law in section 200.02, subdivision 25, or who will be qualified voters at the time of the next general election, may vote *or be elected a delegate or officer* at the precinct caucus.

Sec. 2. *This act is effective upon final enactment.*

Approved May 26, 1965.

CHAPTER 799—H. F. No. 1484

[Coded in Part]

An act relating to payment of aid to the disabled, old age assistance, aid to the blind, aid to dependent children and medical assistance for patients in public medical institutions; amending Minnesota Statutes 1961, Sections 245.27, Subdivision 1, 256.18, 256.51, Subdivision 1, 256.73, Subdivision 3, and Laws 1963, Chapter 595,

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Section 2, Subdivision 8; repealing Laws 1963, Chapter 595, Section 2, Subdivision 4.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 245.27, Subdivision 1, is amended to read:

245.27 **Public assistance; ineligibility and disqualification.** Subdivision 1. **Inmates of public institutions; recipients of other relief.** No assistance shall be paid to a disabled person while or during the time he is an inmate of, and receives gratuitously all the necessities of life from, any public institution maintained by the United States or any state, ~~or any of the political subdivisions of this state; or while or during the time he is a patient in an institution for tuberculosis or mental diseases; or is a patient in a medical institution as a result of having been diagnosed as having tuberculosis or psychosis; or is receiving old age assistance, aid to dependent children, or aid to the blind. However, except as last hereinbefore provided,~~ where medical care is being furnished to patients in public medical institutions, part or all of any assistance may be paid ~~at the discretion of the county agency,~~ subject to rules and regulations made by the state agency.

Sec. 2. Minnesota Statutes 1961, Section 256.18, is amended to read:

256.18 **Pensioners, disqualification.** No old age assistance shall be paid a person:

(1) While or during the time he is an inmate of, and receives gratuitously all the necessities of life from any public institution maintained by the United States, or any state or any of the political subdivisions of a state; ~~while he is a patient in a tuberculosis or mental institution; or while he is a patient in a medical institution as a result of diagnosis of tuberculosis or psychosis; provided, however, that part or all of any old age assistance may be paid to patients of public or private medical institutions other than those herein excluded;~~ subject to rules and regulations made by the state agency;

(2) If the net value of his property or the net value of the combined property of husband and wife exceeds \$10,000; or if the net value of his assets convertible into cash exceeds \$300 or the combined convertible assets of husband and wife exceed \$450. The county agency in its discretion may permit eligibility of an applicant having liquid assets in excess of this amount when the liquidation of the assets would cause undue loss. Household goods and furniture in

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use in the home, wearing apparel, insurance policies the cash surrender value of which does not exceed \$500 per person, personal property used as a regular abode by the applicant or recipient, and a lot in the burial ground may be owned in addition to the property limitation;

(3) Who has, within five years prior to the date of his application for assistance, deprived himself directly or indirectly of any property for the purpose of qualifying for old age assistance;

(4) Whose spouse, living with the person, has made an assignment or transfer directly or indirectly of any property for the purpose of qualifying either person for old age assistance under sections 256.11 to 256.43;

(5) Who is receiving aid to the blind, aid to dependent children or aid to the permanently and totally disabled.

Sec. 3. Minnesota Statutes 1961, Section 256.51, Subdivision 1, is amended to read:

256.51 **Public assistance.** Subdivision 1. **Eligibility.** Assistance shall be given under sections 256.49 to 256.71 to any person who:

(1) Has lost his eyesight while a resident of the state, or has resided in the state, for a period of one year immediately preceding the filing of the application for assistance with the county agency of the county in which he is residing;

(2) Has not sufficient income or other resources to provide a reasonable subsistence compatible with decency and health which shall mean, with respect to personal property, a person whose personal property is worth not more than \$500 for a single person, or \$750 for a married couple. Personal property shall include stocks and bonds, bank savings, land contracts, mortgages and cash value of life insurance policies. Personal property used as a regular abode by the applicant or recipient may be excluded in determining the value of personal property owned. The first \$500 for a single person or \$750 in the case of a married couple, of the cash surrender value of life insurance, shall be disregarded in determining how much personal property is owned. Household goods and furniture in use in the home, wearing apparel, and a lot in a burial ground shall not be considered in determining the property limitation set forth in this section. If the liquidation of the land contracts convertible into cash referred to in this section would cause undue loss or hardship, assistance may nevertheless be granted;

(3) Is not an inmate of, or being maintained by a municipal,

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county, state, or national institution at the time of receiving assistance, ~~or a patient in a tuberculosis or mental institution; or a patient in a medical institution as a result of diagnosis of tuberculosis or psychosis;~~ but part or all of any aid to the blind may be paid to patients in public or private medical institutions ~~other than those herein excluded;~~ who are eligible for such aid, subject to rules and regulations made by the state agency;

(4) Has not made an assignment or transfer of property, so as to render himself eligible for assistance under these sections, at any time within two years immediately prior to the filing of application for assistance pursuant to the provisions thereof;

(5) Is not, while receiving assistance under these sections, soliciting alms:

(6) Is not, while receiving assistance under these sections, receiving old age assistance, aid to dependent children or aid to the permanently and totally disabled.

Sec. 4. Minnesota Statutes 1961, Section 256.73, Subdivision 3, is amended to read:

Subd. 3. **Persons ineligible.** No assistance shall be given under sections 256.72 to 256.87 to or on behalf of any one who is receiving aid to the blind, old age assistance, aid to the permanently and totally disabled; ~~or is a patient in a tuberculosis or mental institution or who is a patient in a medical institution as a result of diagnosis of tuberculosis or psychosis;~~ provided, however, that part or all of any aid to dependent children may be paid to or on behalf of patients in public or private medical institutions ~~other than those herein excluded;~~ who are eligible to such aid, subject to rules and regulations of the state agency; provided further, that aid may be paid to or on behalf of any dependent child whose parent or parents are blind and receive assistance under sections 256.49 to 256.71.

Sec. 5. Laws 1963, Chapter 595, Section 2, Subdivision 8, is amended to read:

Sec. 2. **[256A.02]** Subdivision 8. "Medical assistance" or "medical care" means payment of part or all of the cost of the following care and services for individuals 65 years of age or older who are not recipients of old age assistance but whose income and resources are insufficient to meet all of such cost:

- (1) In patient hospital services;
- (2) Skilled nursing home services;
- (3) Physicians' services;

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- (4) Out patient hospital or clinic services;
- (5) Home health care services;
- (6) Private duty nursing services;
- (7) Physical therapy and related services;
- (8) Dental services;
- (9) Laboratory and x-ray services;
- (10) The following if prescribed by a licensed practitioner: drugs, eyeglasses, dentures, and prosthetic devices;
- (11) Diagnostic, screening, and preventive services; and
- (12) Any other medical care or remedial care recognized under state law; .

except that such term does not include any such payment with respect to:

(a) Care or services for any individual who is an inmate of a public institution; except as a patient in a medical institution; or any individual who is a patient in an institution for tuberculosis or mental diseases; or

(b) Care or services for any individual; who is a patient in a medical institution as a result of a diagnosis of tuberculosis or psychosis; with respect to any period after the individual has been a patient in such an institution; as a result of such diagnosis; for 42 days.

Sec. 6. *Laws 1963, Chapter 595, Section 2, Subdivision 4, is hereby repealed.*

Approved May 26, 1965.

CHAPTER 800—H. F. No. 1719

An act relating to state officers and employees, placing seasonal employees of the department of taxation in the unclassified service; amending Minnesota Statutes 1961, Section 43.09, Subdivision 2, as amended.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 43.09, Subdivi-

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