

sum of at least the amount of the appropriation, with sureties to be approved by such board, conditioned that such hospital shall be operated in a first-class manner for the year for which the appropriation is made, or for such further time as the board may require, and that the authorities of such hospital shall receive, at such price or compensation as may be fixed and agreed upon by and between the board and the authorities of the hospital at or before the time of the giving of the bond, all patients who may be a charge or dependent upon such county.

Approved April 14, 1949.

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CHAPTER 420—H. F. No. 922

*An act relating to poor relief and providing for permissive payments of cash to recipients thereof; amending Minnesota Statutes 1945, Sections 261.15, 262.01, 262.07, 262.13, 263.01, and 263.03.*

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

Section 1. Minnesota Statutes 1945, Section 261.15, is amended to read :

261.15. **Definitions.** As used in sections 261.15 to 261.20, unless the subject matter or context requires otherwise :

(1) The term "political subdivision" includes any subdivision of the state or any municipal corporation or public quasi-corporation, however organized.

(2) The words "support or relief of the poor" shall have the same meaning as the words are given by Mason's Minnesota Statutes of 1927, Chapter 15, *as amended*, and the words "poor persons" shall mean such persons for whom a legal liability is imposed under that chapter.

(3) The term "work relief" means support or relief in wages or other compensation, in cash or in kind, paid for work under the following conditions: (a) That the recipients of work relief and the amounts given are both determined on

the basis of actual need and certified for such work relief by the officials charged with administering the relief of the poor; (b) that the funds for such relief are made available only from those specifically appropriated or contributed for support or relief of the poor; (c) that the funds are used to finance projects for which the political subdivision can legally incur expense and which could not otherwise be undertaken at the time or in the immediate future.

(4) The words "direct relief" mean relief to individuals or families incidental to the care of the poor, such as food, clothing, shelter, medical care, and supplies, other necessities of life *and payment in cash* provided that nothing in Sections 261.15 to 261.20 shall be interpreted as enlarging the responsibility for relief as now imposed by the laws of Minnesota.

Sec. 2. Minnesota Statutes 1945, Section 262.01, is amended to read:

**262.01. County board; supervisors of poor; relief; relief agent; poor association.** In counties having the county system, the members of the county board shall be supervisors of the poor; provided, that in counties where the board has employed and appointed an overseer of the poor, the county board may by resolution confer full authority for granting temporary relief to the poor on the overseer of the poor or such other person as may be appointed by them, and in such cases the overseer or such other person so appointed shall be the only authorized agent of the county to incur expenses for relief of the poor. In case a person other than the overseer of the poor is appointed for the purpose, he shall be designated as the county poor relief agent and shall hold his office during the pleasure of the county board and his compensation shall be fixed by the board annually. The board may establish and maintain a poorhouse for the reception and support of poor persons chargeable on the county, and also, if it shall deem best, a poor farm or workhouse, or both, for the employment of the poor therein. If, in the opinion of the board the number of poor persons does not warrant the purchase or lease of a poorhouse, it may provide for their support in any other way which it may deem proper *including the payment of cash*. The expense of providing the necessary land and buildings shall be defrayed by a special tax, to be assessed, levied, and collected like other county taxes.

Sec. 3. Minnesota Statutes 1945, Section 262.07, is amended to read:

262.07. **Temporary relief.** If upon inquiry such member of the county board be of the opinion that only temporary and limited assistance will be required by such person, or any member of his family, and that it will be for the best interest of the county to grant the same, instead of making the order aforesaid, he may allow such person or any member of a family relief to the amount that he may deem expedient, *provided, however, that* relief shall not be granted to any one person or any one member of a family in a sum exceeding \$35 in one calendar year, except that in cases extended relief is asked before July 1st and approved by the commissioner, the county board may, by resolution, authorize him to increase the relief to the amount of \$75; and, by resolution unanimously adopted, authorize him to increase the relief to the amount of \$200, or so much thereof as may be necessary.

When relief is given under this section, an itemized and verified bill of goods furnished, services rendered *or cash paid*, accompanied by an acknowledgment of the same from the person receiving them, must be presented to such member. Upon his approval thereof, he shall direct the county auditor in writing to issue his warrant for the amount specified to be paid out of the fund for the support and relief of the poor. A blank form for such bill, acknowledgment, approval, and order shall be provided by the county auditor and used in all such cases.

Sec. 4. Minnesota Statutes 1945, Section 262.13, is amended to read:

262.13. **Minors, how provided for.** When a minor becomes chargeable upon any county the county shall provide a home for him with some respectable householder, if one can be found who will take him.

Sec. 5. Minnesota Statutes 1945, Section 263.01, is amended to read:

263.01. **Town board and councils to be superintendents.** In counties having the town system, the town boards and city and village councils shall be superintendents of the poor. All applications for aid shall be made to such boards or councils, which shall grant such relief as they deem necessary, by paying for the board and care of the applicants, providing transportation to their homes, paying rent, *making cash payments*, furnishing provisions, clothing, fuel, and medical attendance,

and burying the dead. They shall allow no bill for goods furnished or services rendered to a *poor person*, unless a member of such board or council shall certify in writing that the account is correct and just; that the goods or services were necessary for his relief, were actually delivered or rendered, and were of good quality; and that the prices charged are reasonable. Every such bill shall specify the name of the person for whom the goods or services were furnished or rendered and the amount charged for each person.

Sec. 6. Minnesota Statutes 1945, Section 263.03, is amended to read:

**263.03. Powers and duties of board.** Each board and council shall have the following powers and duties.

(1) It may appoint a practicing physician to be physician of the poor, who shall hold office during its pleasure, and receive such compensation as it may from time to time determine. When directed by a member of the board or council, such physician shall attend upon and prescribe for any sick poor person entitled to support or relief from the town, city, or village;

(2) When any person not having a legal settlement therein shall be taken sick, lame, or otherwise disabled, or for any other cause shall be in need of relief as a poor person and make application for relief to any such board or council of such municipality, chairman, mayor, or president shall warn him to depart; and if he is unable or refuses to do so within a reasonable time and is likely to become a public charge, such chairman, mayor, or president may in writing require any constable or marshal of the town, city, or village to convey him to the place of his settlement, if he have a settlement in this state. If such person is so sick or infirm as to render it unsafe or inhuman to remove him and is in need of immediate support or relief, the board or council shall provide such assistance as it deems necessary and, if he dies, give him decent burial. The expense so incurred shall be paid by the town, city, or village, and shall thereupon become a charge against the county. Upon payment thereof, the county may recover the same from the county, town, city, or village of such person's settlement, if he have any within this state. Within five days after such person becomes a public charge, the board or council shall notify the county auditor, and thereupon the county

board may take him in charge, or relieve him in such manner as it may seem fit;

(3) When any minor becomes a charge upon any town, city or village for support, the board or council, or a member thereof, shall apply to the county board to secure him a home with some respectable householder, if one can be found who will take him;

(4) No poor person removed or departing from any political subdivision to the political subdivision wherein he has a legal poor settlement, as provided for in clause (2) hereof, shall return or be returned to the political subdivision from which he has been removed or departed for a period of at least 90 days after such removal or departure. Any person who shall voluntarily return and applies for support or relief within the 90-day period, and any official of any county, city, or town who shall remove any poor person in violation of the order of any court of this state determining the poor person's settlement shall be guilty of a misdemeanor.

Approved April 14, 1949.

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CHAPTER 421—H. F. No. 1241

[Not Coded]

*An act relating to the compensation and mileage of county commissioners in certain counties; amending Laws 1919, Chapter 210, Sections 1, 2 and 3, as amended by Laws 1935, Chapter 88, Sections 1, 2 and 3, and repealing Laws 1935, Chapter 88, Sections 4 and 5.*

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

Section 1. Laws 1919, Chapter 210, Section 1, as amended by Laws 1935, Chapter 88, Section 1, is amended to read:

Section 1. **Compensation of county board in certain counties.** In all counties of this state, now or hereafter having an assessed valuation of more than \$12,000,000, and less than \$100,000,000, and an area of more than 2,500 square miles, each member of the board of county commissioners shall receive a monthly salary of \$165, payable on the first day of