

building and rehabilitation fund, and shall be used only for the rehabilitation or reconstruction or modernization of school buildings by major repairs or changes therein, or for the payment of bonds or certificates of indebtedness issued for that purpose, not including ordinary current maintenance replacements or repairs; provided, that certificates of indebtedness issued for this purpose may be issued for a period of three years and shall become due and payable not later than three years after issuance and the amount of outstanding certificates issued hereunder shall not exceed at any one time an amount greater than \$10.50 per capita; provided, if the district has no buildings needing rehabilitation, reconstruction or modernization and the board shall adopt a resolution to that effect, the money in said fund may be used for other authorized school purposes.

Approved May 14, 1963.

CHAPTER 702—S. F. No. 1627

[Coded in Part]

An act relating to municipal courts; fixing the salary of the judge of municipal court of Thief River Falls.

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

Section 1. Thief River Falls municipal court; judges salary. The annual salary of the judge of the municipal court of Thief River Falls is \$3,000, notwithstanding the provisions of Minnesota Statutes 1961, Section 488.21, Subdivision 2.

Sec. 2. The revisor of statutes in compiling the next edition of the Minnesota Statutes shall substitute the salary fixed in section 1 hereof for the salary specified for such judge in Minnesota Statutes 1961, Section 488.21, Subdivision 2.

Approved May 14, 1963.

CHAPTER 703—S. F. No. 365

[Coded in Part]

An act relating to tuberculosis; defining residence and providing for treatment of nonresidents; amending Minnesota Statutes 1961, Section 144.422, Subdivision 9; Section 144.425; Section 251.03, Subdivision 2, and adding a new subdivision thereto.

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

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

Section 1. Minnesota Statutes 1961, Section 144.422, Subdivision 9, is amended to read:

Subd. 9. **Tuberculosis; expenses and cost, payment.** The expense of the proceedings had under the provisions of subdivisions 1 to 7, and the cost of the care, treatment and maintenance furnished to such committed person, is a charge against the county of his residence. If such person resided in the state throughout the year preceding his commitment under the provisions of said subdivisions, exclusive of the time spent in a hospital or sanatorium, but did not reside continuously in any one county during said time, then ~~and in such case;~~ the cost of his care, treatment and maintenance shall be paid by the ~~commissioner of public welfare from funds appropriated for aid to maintenance of county sanatoriums; and said county in which he longest resided during the year preceding his commitment hereunder.~~ *If such person did not reside in the state throughout the year preceding his commitment, exclusive of the time spent in a hospital or sanatorium, then his care, treatment and maintenance shall be provided by the state of Minnesota at the Glen Lake State Sanatorium or if committed by the district court at the tuberculosis unit at Anoka state hospital, and the county of commitment shall pay an amount not to exceed 20 percent of the cost of such care. The county in which such person is present at the time of commitment shall conduct an investigation of his residence and financial circumstances and shall submit such information to the commissioner of public welfare within one month of the date of commitment. The commissioner of public welfare shall also pay out of said funds; aid to county sanatoria funds, as ~~and~~ for aid in the maintenance of each committed patient treated in any public sanatorium at the expense of any county and as aid for surgery to effect treatment of tuberculosis of a committed patient who is a non-resident of the county or group of counties maintaining the sanatorium, the amounts authorized by provisions of Minnesota Statutes, sections 376.31 and 376.33, as amended. Any question arising between counties as to the place of residence of a committed person shall be determined in accord with the provisions of Minnesota Statutes, section 376.18*

Sec. 2. Minnesota Statutes 1961, Section 144.425, is amended to read:

144.425 **Patients; facilities, transfer.** The commissioner of public welfare is hereby authorized and directed to provide adequate facilities at one of the state mental institutions where proper care can be provided and where proper precautions can be taken to

Changes or additions indicated by italics, deletions by strikeout.

detain and safely keep any person committed thereto under the provisions of sections 144.422 or 144.424. When it is deemed necessary or desirable, any such person may be transferred from another institution to the institution providing such facilities with the approval of the commissioner of public welfare. The commissioner of public welfare shall establish the rates to be charged for care and treatment at such facilities. Where the patient is committed or transferred to such facility from the state sanatorium or a county sanatorium, the cost of his transportation to and from the facility and his care and treatment therein shall be ~~borne by the county of his residence for tuberculosis sanatorium purposes or the~~ *paid as provided in section 144.422, subdivision 9, provided such costs may be paid from the county sanatorium which serves his fund of the county of his residence.* ~~or, if he has no such residence within this state, by the county of commitment.~~

Where it is deemed necessary or desirable, the commissioner of corrections, with the consent of the commissioner of public welfare, may authorize the transfer of any inmate afflicted with tuberculosis from any of the state penal institutions under his control and management to said tuberculosis detention facility to be held until his disease is arrested or his sentence expires whereupon he shall be returned to the institution from which he came unless his sentence to such institution shall have expired. The state hospital receiving such patients from the state penal institutions shall make no charge for such care.

Sec. 3. Minnesota Statutes 1961, Section 251.03, Subdivision 2, is amended to read:

Subd. 2. When, after an investigation, the commissioner of public welfare finds that a person is afflicted with tuberculosis and is in need of treatment in a sanatorium and that such person is in necessitous or indigent circumstances and unable to secure admission in any existing ~~county~~ sanatorium by reason of the fact that such person has not resided a sufficient length of time in any one county of the state, ~~then and in such case,~~ the commissioner shall ~~apply for the admission of~~ *admit* such person either to the *Minnesota Glen Lake State Sanatorium*, or ~~apply for admission~~ to some county sanatorium in the state and the commissioner shall determine the county legally responsible for the cost of such care and treatment on the basis of the longest time the patient resided in any one county during the year immediately preceding the date on which it was determined that he was afflicted with tuberculosis and any dispute involving this determination shall be resolved in accordance with the provisions of Minnesota Statutes, Section 376.18. Time spent in a hospital or

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

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sanatorium within the state shall not be considered in determining residence.

Sec. 4. Minnesota Statutes 1961, Section 251.03, is amended by adding a subdivision to read:

Subd. 3. If the commissioner of public welfare finds that such person does not have settlement in Minnesota at the time of his application for admission he shall admit such person to the Glen Lake State Sanatorium and the county of commitment shall pay an amount not to exceed 20 percent of the cost of such care. The county in which such person is present at the time of application shall conduct an investigation of his residence and financial circumstances and shall submit such information to the commissioner of public welfare within one month of the date of application.

Approved May 14, 1963.

CHAPTER 704—S. F. No. 1003

[Coded]

An act relating to highways, authorizing the commissioner of highways to acquire lands needed for the relocation of railroad tracks, and to exchange such lands, or other lands owned in fee by the state for trunk highway purposes but not needed therefor, for lands owned by a railroad company and needed for highway purposes, and appropriating money therefor.

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

Section 1. **[161.241] Highways; relocation of railroad tracks, acquisition of land.** Subdivision 1. Whenever the construction, reconstruction, or improvement of a trunk highway will require the acquisition by the state of lands or interests in lands owned by a railroad company, and will require the railroad company to relocate its tracks in order to provide right of way for the trunk highway, the commissioner of highways may acquire, by purchase, gift, or eminent domain proceedings, the lands or interests in lands necessary for the relocation of such tracks. Such acquisition is deemed to be for a trunk highway purpose.

Subd. 2. The lands to be acquired from the railroad company, and the lands necessary for the relocation of the railroad tracks to be acquired by the state, shall be described in a voluntary agreement between the railroad company and the commissioner.

Changes or additions indicated by italics, deletions by strikeout.