

CHAPTER 265

COUNTY OLD AGE PENSION SYSTEM

Sections 265.01 to 265.22 repealed by L. 1947 c. 220 s. 1.

Annotations relative to repealed sections.

265.01 OLD AGE PENSIONS ESTABLISHED.

Where a mortgage is foreclosed on property on which there is a junior old age pension lien the county cannot purchase at the sale or redeem in order to protect its interest. A member of the welfare board is not prohibited from becoming a purchaser at the sale. OAG Nov. 25, 1946 (521-P-4).

265.03 WHO MAY RECEIVE.

In determining recipient's needs, the county agency may take into consideration the nature and amount of his debts. OAG March 28, 1946 (521).

265.06 ESTATE TO PAY PENSION IN CERTAIN CASES.

When recipient sells homestead it is not subject to lien under the present law. The state and county have no claim on the proceeds. Where the recipient dies leaving no heirs, estate pays charge and debts. The balance escheats to the state. County agency should file its claim against the estate for the entire amount of old age assistance furnished under old and present law. No priority on states' unsecured claim. United States has priority. Where the estate consists of a homestead only, no claim should be allowed. 1944 OAG 304, Jan. 5, 1944 (521-G).

265.07 COUNTY BOARD MAY REQUIRE PROPERTY TO BE DEEDED TO COUNTY.

Where real estate has been transferred to the county by an applicant for old age assistance, if the county desires to sell the property it must institute foreclosure, the deed being in fact a mortgage. OAG May 10, 1943 (125-A-42).

265.11 FUNERAL EXPENSES.

The 1935 law, chapter 95, of which section 256.24 is a part, suspended the operation of the old county pension law of which section 265.11 is a part. The operation of section 265.11 is suspended. 1944 OAG 306, Jan. 15, 1944 (521-J-2).

265.18 COUNTY BOARD TO PROVIDE FUNDS.

Conflict of laws as to domicile; the restatement and Minnesota decisions compared. 15 MLR 668.