

CHAPTER 198

MINNESOTA VETERANS HOME

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NOTE: See sections 137.20 and 137.21.

198.001 DEFINITION. For the purposes of Minnesota Statutes, Chapter 198, the term "resident of the home" means a person admitted to the Minnesota veterans home.

[1965 c 643 s 1; 1967 c 148 s 2]

198.01 VETERANS HOME, ADMISSION. The Minnesota Veterans Home shall be maintained at Minneapolis, under the management of nine trustees, one of whom shall be a woman, to be known as the veterans home board, as a home for all honorably discharged persons who served in the Mexican War, the War of the Rebellion, the Spanish-American War, the Philippine Insurrection, the Boxer Rebellion, the War of 1917 and 1918, commonly called the World War, or the War between the United States of America and its allies, and Germany, Japan, Italy, and their allies, persons who actually served in any campaign against the Indians in this state in the year 1862, whether as soldiers of the United States or not, for honorably discharged members of the Minnesota National Guard mustered into federal service in 1916 who served on the Mexican border, and for all honorably discharged persons who served between September 16, 1940, and December 7, 1941, and in World War II between December 7, 1941, and December 31, 1946, and in the campaign against the North Koreans between June 25, 1950 and January 31, 1955, and in the campaign against the Viet Cong between August 5, 1964 and the date such campaign may be declared ended by competent federal authority. No person shall be admitted to the home who has not been a resident of the state for three years next preceding the date of his application, unless he served in a Minnesota regiment, or was credited to the state, or served in the Indian Campaign as aforesaid; nor shall any person be admitted unless he is without adequate means of support, and is unable by reason of wounds, disease, old age, or infirmity to properly maintain himself.

[R L s 1835; 1931 c 176 s 1; 1943 c 54 s 1; 1951 c 71 s 1; 1957 c 150 s 1; 1967 c 52 s 1; 1967 c 148 s 1] (4344)

198.02 [Repealed, 1953 c 117 s 2]

198.021 PERSONS ADMITTED. The object of the veterans home shall be to provide a home for all honorably discharged veterans who served in the armed forces of the United States during a period provided under Minnesota Statutes 1949, Section 198.01, as amended. The board of trustees is hereby authorized to admit wives with their husbands, widows, and the mothers of those who are, or if living would be, eligible to admission under Minnesota Statutes 1949, Chapter 198, as amended, but no wife or widow of a veteran of the war of the rebellion, or of a veteran who actually served in any campaign against the Indians within the United States, shall be admitted unless she shall have been married to the veteran prior to the year 1905, and no wife or widow of an honorably discharged veteran of the war begun in the year 1898 between the Kingdom of Spain and the United States, or the Philippine insurrection, or the Boxer rebellion, or member of the Minnesota national guard who was mustered into federal service in 1916 and served on the Mexican border, shall be admitted unless she shall have been married to the veteran prior to December 31, 1937, and is unable to support herself and has no other adequate means of support; and no wife, widow, or mother shall be admitted unless she shall have been a resident of the State of Minnesota no less than five years next preceding the date of her application and shall have attained the age of 55 years. A widow, eligible for admission except that the veteran did

not serve in a Minnesota regiment or was not a resident of Minnesota at the time of his death, may be admitted provided she has resided in this state not less than 15 years next preceding the date of her application for admission.

A wife, widow, or mother of a veteran who is, or if living would be, eligible to admission under Minnesota Statutes 1949, Chapter 198, as amended, who has previously been a resident of Minnesota for not less than ten years and who has lost her residence in this state by removal therefrom for the benefit of her health or the health of her husband or son, and who has returned to this state for the purpose of making it her home, may be admitted to the veterans home after having been a resident of this state for not less than one year next preceding the date of her application, provided such applicant is otherwise eligible to admission under the provisions of this section.

All soldiers of the Minnesota national guard who heretofore have lost or hereafter may lose an arm or leg or their sight or may become permanently disabled from any cause while in the line and discharge of duty and are not able to support themselves may be admitted to the home under such rules and regulations as the board of trustees may adopt, and any soldier of the Minnesota national guard suffering from illness or injury sustained from any cause in the line and discharge of military duty shall be admitted to the veterans home hospital for medical treatment and hospital service until recovery from such illness or injury under such rules and regulations as the board of trustees may adopt.

[1953 c 117 s 1; 1967 c 148 s 2]

198.03 WHEN COMPENSATION MUST BE PAID. Any person possessing all the qualifications required under now or hereafter existing laws to render him eligible to admission to the Minnesota veterans home, except that he has means of support, may, nevertheless, in the discretion of the veterans home board, be admitted to the Minnesota veterans home upon entering into and complying with the terms of a contract made by him with such board, providing for reasonable compensation to be paid by such person to the state of Minnesota for his care, support, and maintenance in the home.

[1923 c 13; 1967 c 148 s 2] (4346)

198.04 [Repealed, 1967 c 52 s 11]

198.05 NEW BUILDINGS. The department of administration shall have and exercise full authority in the erection and construction of new buildings at the veterans home. When new buildings are to be erected and constructed by authority of the state or old buildings to be remodeled it shall be the duty of the department of administration to cause to be prepared plans and specifications for the same, but in so doing it shall consult with the trustees of the veterans home in respect to these plans and specifications and shall adopt and carry out, so far as it deems practicable, their requests and desires in the matter.

[1913 c 88 s 1; 1967 c 148 s 2] (4348)

198.06 TRUSTEES; COMPENSATION, BOND. The nine trustees of the veterans home board shall be appointed by the governor with the consent of the senate, each for a term of six years, and until his successor qualifies. No two members of the board of trustees, except one member appointed at large, shall reside, at the time of their appointment, in the same congressional district. Vacancies shall be filled by like appointment for unexpired terms. They shall receive as compensation for their services in attending meetings of the board and meetings of any committee thereof, the sum of \$25 per day for each such meeting day so attended, and in addition thereto actual expenses incurred in attending such meeting. Claims for such compensation shall be paid in accordance with section 6.21. Not more than five of the trustees shall be members of the same political party, and in the selection of trustees, officers of the home, and employees of the board, preference shall be given to honorably discharged soldiers, sailors and marines. Each trustee shall give a bond to the state in the penal sum of \$5,000, conditioned for the faithful discharge of his duties and economical expenditure of the funds provided for hereunder. The trustee who shall be selected by the board as treasurer of the home shall give an additional bond to the state in such sum as may be designated by the board of trustees, conditional that such treasurer shall account for and pay over, according to the directions of the board, all moneys or other property which may come into his possession with the consent of the residents of the home from residents of such home as such treasurer. The surety on such treasurer's bond may

be any surety company that is authorized to contract as such by the laws of this state, and the cost thereof shall be paid out of the home support fund.

[*R L s 1836; 1907 c 326 s 1; 1917 c 188 s 1; 1919 c 131 s 1; 1951 c 265 s 1; 1957 c 150 s 3; 1963 c 495 s 1; 1965 c 643 s 2; 1967 c 52 s 2; 1967 c 148 s 2*] (4349)

198.061 BOARD OF TRUSTEES, VACANCIES. Vacancies created by Laws 1957, Chapter 150 and vacancies occurring after the passage of Laws 1957, Chapter 150 shall be filled by the governor according to Minnesota Statutes, Sections 198.01 and 198.06.

[*1957 c 150 s 2; 1963 c 495 s 2*]

198.07 PRESIDENT; SECRETARY; TREASURER; DUTIES. The veterans home board shall appoint a secretary, and elect from its members a president, a treasurer of the home, and an executive committee of three. The same person may hold the positions of treasurer and president. The secretary shall record its transactions and keep books, records and accounts, showing the administration of the veterans home and relief funds, and all facts of public interest relating to the home. The state treasurer shall be ex officio the treasurer of the board. The board shall adopt and enforce rules for the government of the home and proper bylaws for the conduct of its business, and, with the approval of the governor, may also make rules not inconsistent with this chapter, respecting the admission, maintenance, and discharge of residents of the home, and the disbursements of the funds under its control.

[*R L s 1837; 1907 c 326 s 2; 1919 c 83 s 1; 1925 c 128; 1965 c 643 s 3; 1967 c 52 s 3; 1967 c 148 s 2*] (4350)

NOTE: Laws 1969, Chapter 1153, Section 5, Subdivision 1, reads in part: "Provided that when the incumbent secretary to the Minnesota Veterans Home Board retires, the position shall be eliminated."

198.08 MEETINGS; EXECUTIVE COMMITTEE. The annual meeting of the veterans home board shall be held on the second Tuesday of August, and a semi-annual meeting on the second Tuesday of February, at which times the trustees shall examine into the condition of the residents of the home, and of all others under their care. A special meeting for a designated purpose may be called at any time by the president or by any two of the trustees. The executive committee shall meet at least once each month, and, when assembled, may exercise such powers of the board as the bylaws shall permit. The principal office of the board, and the place of its meetings, shall be at the home.

[*R L s 1838; 1965 c 643 s 4; 1967 c 148 s 2*] (4351)

198.09 OFFICERS, EMPLOYEES. The veterans home board shall appoint a commandant for such term as it may deem proper, who, under its direction, shall have immediate charge of the home. He shall nominate for approval by the board all necessary subordinate officials and employees, and may suspend any of them for inefficiency or misconduct. The grounds for such suspension shall be reported to the board, whose decision, after a hearing thereon, shall be final.

[*R L s 1839; 1951 c 713 s 19; 1967 c 52 s 4; 1967 c 148 s 2*] (4352)

198.10 [Repealed, 1967 c 886 s 15]

198.11 [Repealed, 1967 c 886 s 15]

198.12 [Repealed, 1967 c 886 s 15]

198.13 [Repealed, 1967 c 52 s 11; 1967 c 886 s 15]

198.14 TRANSPORTATION. When it is made to appear that any person entitled to admission to the home is without means to pay the expenses of travel thereto, the commandant of the home shall furnish transportation to such person without unnecessary delay, and the cost thereof shall be paid out of the veterans home fund.

[*R L s 1844; 1967 c 52 s 6; 1967 c 148 s 2*] (4357)

198.15 MONEYS, HOW DISBURSED. All disbursements from the funds here-in provided for shall be made by the state treasurer upon auditor's warrants, payable to the persons entitled thereto in accordance with section 6.21.

[*R L s 1845; 1967 c 52 s 7*] (4358)

198.16 DONATIONS; REPORTS. The veterans home board is hereby authorized to accept in behalf of the state any gift, grant, bequest, or devise made for the purposes of this chapter, and administer the same as directed by the donor. All proceeds therefrom including moneys derived from the sale of any real or personal property shall be deposited in the state treasury and credited to the Veterans Home Endowment, Bequest, and Devises Fund which is hereby created. Said fund shall consist of two accounts, one of which shall include any trusts prescribed by the donor, the other shall include any currently expendable proceeds. Disbursements from this

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fund shall be made by the state treasurer upon warrants of the state auditor in the manner provided for the issuance of other state warrants.

Whenever the veterans home board shall deem it advisable, in accordance with law, to sell or otherwise dispose of any real or personal property thus acquired, the commissioner upon the request of the board shall sell or otherwise dispose of said property in the manner provided by law for the sale or disposition of other state property by the commissioner of administration.

At each biennial meeting the board shall report to the governor all its proceedings during the preceding two years, which report, with such information and recommendations concerning its work as the board may deem proper, shall also be submitted to the legislature in print on or before November 15 in each even numbered year.

[*R L s 1846; 1913 c 170 s 1; 1945 c 444 s 1; 1967 c 148 s 2; 1969 c 540 s 10*] (4359)

198.17 [Repealed, 1967 c 52 s 11]

198.18 EMPLOYEES NOT TO RECEIVE ANY PART OF PENSION. No agent, officer, or employee of the Minnesota veterans home shall accept or receive from any applicant for membership in, or from any resident of, such veterans home any part of the United States pension of such applicant or resident, or any sum of money in any manner in any case.

[*1911 c 150 s 2; 1965 c 643 s 7; 1967 c 52 s 8; 1967 c 148 s 2*] (4361)

198.19 [Repealed, 1967 c 52 s 11]

198.20 VIOLATION A MISDEMEANOR. Any agent, officer, or employee of such veterans home or veterans home board violating any provision of section 198.18 shall be guilty of a misdemeanor and shall be forthwith discharged from any position in connection with such veterans home.

[*1911 c 150 s 4; 1967 c 52 s 9; 1967 c 148 s 2*] (4363)

198.21 [Repealed, 1967 c 52 s 11]

198.22 [Repealed, 1967 c 886 s 15]

198.23 PERSONAL PROPERTY OF RESIDENTS; WILLS. As a condition of his admission to the home, every person shall execute his will, and deposit the same with the secretary, disposing of any personal property of which he may die possessed. Upon the decease of any such testator, the board shall cause such of his personal estate as may be left in his possession to be disposed of pursuant to the will, without probate thereof or other proceedings thereon. All property of the deceased resident of the home not so bequeathed by will, and remaining at home, unclaimed, for one year after his death, shall be inventoried, appraised, and sold, and the proceeds thereof paid into the state treasury to the credit of the veterans home fund.

[*R L s 1848; 1965 c 643 s 10; 1967 c 148 s 2*] (4366)

198.26 [Repealed, 1969 c 1153 s 16]

198.261 CANTEN AND COFFEE SHOP PROFITS; DISPOSITION. Any profits derived from the operation of the canteen and coffee shop at the Minnesota veterans home shall be used only for the direct benefit of members of the home.

[*1969 c 1153 s 14*]

198.265 DEPOSITORY ACCOUNTS. Subdivision 1. The Minnesota veterans home may accept moneys from members for safe keeping to be returned on demand. Sufficient money shall be retained at the home to satisfy normal demand withdrawal requests of the members and other anticipated needs. Members' deposits shall otherwise be deposited in the state treasury to a separate investment account provided by the state auditor, which shall be invested by the state board of investment in accordance with section 11.17. Members' moneys on deposit in this account may be placed in this account only after the member has signed an agreement that he is willing to have the money in an account that does not draw interest directly to the member himself.

Subd. 2. There is annually appropriated from the account established by this section a sufficient amount to return to the Minnesota veterans home, upon written request, sufficient money to satisfy the demand of members for the return of their money and other requirements.

Subd. 3. The interest earned from the investment of the deposits is annually appropriated to the Minnesota veterans home from the account established by this section to be used only for the direct benefit of the members of the home, and the interest shall be available to the home not less than twice each year.

[*1969 c 1153 s 15*]