

MINNESOTA STATUTES 1973 SUPPLEMENT

243.88 ADULT CORRECTIONS

243.88 Private industry on grounds of correctional institutions

Subdivision 1. Notwithstanding the provisions of any law to the contrary, the commissioner of administration, with the approval of the governor, may lease one or more buildings or portions thereof on the grounds of any state adult correctional institution, together with the real estate needed for reasonable access to and egress from the leased buildings, for a term not to exceed 20 years, to a private corporation for the purpose of establishing and operating a factory for the manufacture and processing of goods, wares or merchandise.

Subd. 2. The corporation operating a factory under this section may employ persons conditionally released subject to the provisions of section 241.26, and such persons shall be deemed to be parolees within the purview of 49 United States Code, Section 60.

Subd. 3. Any factory established under the provisions of this section shall be deemed a private enterprise and subject to all the laws, rules and regulations of this state governing the operation of similar business enterprises elsewhere in this state, and the products manufactured therein shall be exempt from the provisions of section 243.86.

Subd. 4. The authority of the commissioner of corrections over the institutions of the department of corrections and the inmates thereof shall not be diminished by this section.

[1973 c 145 s 1]

PUBLIC WELFARE AND RELATED ACTIVITIES

CHAPTER 245. DEPARTMENT OF PUBLIC WELFARE

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245.0313 Aid to the disabled; mentally retarded.	245.77 Legal settlement of persons receiving assistance; acceptance of federal funds.
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245.46 Repealed.	245.84 Authorization to make provisional grants.
245.62 Community mental health program; tax levy.	245.85 Termination of all or part of a grant.
245.65 Limitation on grants.	245.86 Authorization to counties and municipalities to make grants.
245.692 Repealed.	245.87 Allocations.
245.693 Repealed.	
245.694 Repealed.	
245.695 Repealed.	

245.0313 Aid to the disabled; mentally retarded

Notwithstanding any provision of law to the contrary, the cost of care not met by federal funds for any mentally retarded patient eligible for the medical assistance program or the supplemental security income for the aged, blind and disabled program in institutions under the control of the commissioner of public welfare shall be paid for from state funds.

[1973 c 717 s 10]

245.033 [Repealed, 1973 c 717 s 33]

245.46 [Repealed, 1973 c 650 art XXI s 33]

245.62 Community mental health program; tax levy

Any city, county, town, or village, or any combination thereof, of over 50,000 population, and upon consent of the commissioner of public welfare, any city, county, town or village or combination thereof with less than 50,000 population, may establish a community mental health services program and may establish clinics and staff same with persons specially trained in psychiatry and related fields. Such programs and clinics may be administered by a city, county, town, village or non-profit corporation or a community mental health board established pursuant to sections 245.61 to 245.69.

In order to provide the necessary funds to establish and operate a mental health services program and to establish and maintain a clinic, the governing body of any city, county, town or village may levy annually upon all taxable property in such city, county, town or village, a special tax in excess of any statutory or charter limitation but except when levied by a county, such levy shall not exceed two mills. The governing body of any city, county, town or village may make such a levy, where necessary, separate from the general levy and at any time of the year. Nothing contained herein shall in any way preclude the use of funds available for this purpose under any existing statute or charter provision relating to cities, towns, counties or villages.

[1973 c 583 s 14]

245.65 Limitation on grants

Subdivision 1. Except as hereinafter provided, grants for any program shall not exceed 50 percent of the total expenditures for (a) salaries, (b) contract facilities and services, (c) operation, maintenance, rental and service costs, (d) per diem and travel expense of members of community mental health boards, (e) mortgage or other financial costs specifically approved by the commissioner of public welfare for buildings and facilities constructed under the auspices of community mental health centers construction programs sponsored by the government of the United States, (f) mortgage or other financial costs specifically approved by the commissioner of public welfare for buildings and facilities which are not constructed under the auspices of community mental health centers construction programs sponsored by the government of the United States, providing such grants do not exceed 25 percent of total construction costs, and (g) other expenditures specifically approved and authorized by the commissioner of public welfare. Where any county served by a program hereunder has an assessed valuation of real and personal property of less than \$13,000,000 and the required total mill levy for all costs, including administrative costs, for all forms of public assistance exceeds by 50 percent or more the average required mill levy for such costs in all counties of the state, grants hereunder, attributable to such county's proportionate share of the total expenditures based on the ratio of such county's population to the total population of the area served by the program, may exceed 50 percent of the total expenditures but shall not exceed 75 percent of the total expenditure for the mental health program of such county. No grants shall be made for capital expenditures, except as herein provided. Grants may be made for expenditures for mental health services whether provided by operation of a local facility or through contract with other public or private agencies.

[1973 c 583 s 15]

[For text of subds. 2 and 3, see M.S.1971]

245.692 [Repealed, 1973 c 572 s 18]

245.693 [Repealed, 1973 c 572 s 18]

245.694 [Repealed, 1973 c 572 s 18]

245.695 [Repealed, 1973 c 572 s 18]

245.77 Legal settlement of persons receiving assistance; acceptance of federal funds

In the event federal funds become available to the state for purposes of reimbursing the several local agencies of the state for costs incurred in providing financial relief to poor persons under the liability imposed by section 261.03, or for reimbursing the state and counties for categorical aid assistance furnished to persons who are eligible for such assistance only because of the United States Supreme Court decision invalidating state residence requirements the commissioner of public welfare is hereby designated the state agent for receipt of such funds. Upon receipt of any federal funds the commissioner shall in a uniform and equitable manner use such funds to reimburse counties for expenditures made in providing financial relief to poor persons. The

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commissioner is further authorized to promulgate rules and regulations, consistent with the rules and regulations promulgated by the Secretary of Health, Education and Welfare, governing the reimbursement provided for by this provision.

[1973 c 380 s 5; 1973 c 650 art. XXI s 22]

245.83 Grants for child care service; definitions

[For text of subd. 1, see M.S.1971]

Subd. 2. Public welfare; child care services. "Child care service" means a family day care home, group day care center for six or more children, nursery schools, day nurseries, child day care centers and play groups and group family day care homes, as defined by such rules and regulations as the commissioner shall promulgate from time to time.

[1973 c 584 s 1]

Subd. 3. "Child" means any person 14 years of age or younger.

[1973 c 584 s 2]

[For text of subd. 4, see M.S.1971]

Subd. 5. "Interim financing" means funds to carry out such activities as are necessary for family day care homes, group family day care homes and cooperative child care centers to receive state licensing, and operating funds for a period of six consecutive months following receipt of state licensing by a family day care home, group family day care home, or cooperative child care center. Interim financing may not exceed a period of 18 months except under such conditions as the commissioner may promulgate from time to time.

[1973 c 584 s 3]

245.84 Authorization to make provisional grants

The commissioner is authorized to make such provisional grants from the general fund in the state treasury to any municipality, county, corporation or combination thereof for planning, establishing, maintaining or operating a child care service as the commissioner deems necessary or proper to carry out the purposes of sections 245.83 to 245.87. The planning, establishing, maintaining or operating of a child care service may include but is not limited to the leasing, renting, constructing, renovating, or purchasing of necessary facilities, equipment or supplies for such service.

The commissioner is further authorized to make provisional grants as provided by sections 245.83 to 245.87 to any such municipality, county, or private corporation or combination thereof, to establish and operate a program to aid in the coordination of child care within a defined community, to aid in the development of social, emotional, educational and physical conditions under which children can best develop within a defined community and to provide for the needs of economically disadvantaged children. No grant shall exceed 50 percent of the total cost of the establishment and operation of a child care service or a program as set forth in this section except for an interim financing grant which shall not exceed 75 percent.

The commissioner shall appoint an advisory committee on child care of not more than 25 people which shall advise the commissioner on grants-in-aid to licensed child care facilities, one-third of those appointed shall consist of parent users of licensed child day care facilities.

[1973 c 584 s 4]

245.85 Termination of all or part of a grant

The commissioner shall supervise and coordinate all child care services and programs for which a grant has been made pursuant to sections 245.83 to 245.87, and shall endeavor insofar as possible to establish a set of program standards and uniform regulations to coordinate child care services and pro-

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grams at the state and local level. The commissioner shall, from time to time, review the budgets, expenditures and development of each child care service and program to which a grant has been made pursuant to sections 245.83 to 245.87. If the commissioner determines that any portion of the grants made to establish and operate a child care service or a program are no longer needed, that local support is not available to finance the local share of the cost of such service or programs, or that such service or programs do not comply with the rules, regulations, standards or requirements of the commissioner, the commissioner may, upon 30 days notice, withdraw any funds not allocated prior to the delivery of such notice and cancel the grant to the extent of such withdrawal.

Funds which have not been allocated by the end of the 18th month of the biennium shall be allocated without regard to area restrictions set forth in section 245.86.

[1973 c 584 s 5]

245.86 Authorization to counties and municipalities to make grants

Any county or municipality may make grants from special tax revenues or from its general fund to any organization, governmental or corporate, for the same purposes for which the commissioner is authorized to make grants by sections 245.83 to 245.87. The above funds and an amount of funds established as a usual rate for donations of time or services, or any combination thereof, are to provide for a 50 percent matching of county, local or private funds.

[1973 c 584 s 6]

245.87 Allocations

For the purposes of sections 245.83 to 245.87 grants shall be equally distributed between the metropolitan area, comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, and the outstate area so that no more than 55 percent of the total fund goes to either area. At least ten percent of the total allocation shall be designated for interim financing. For the purposes of Laws 1973, Chapter 584, the commissioner is further instructed that the allocation in each area be based on a need and population basis.

[1973 c 584 s 7]

CHAPTER 245A. GENERAL ASSISTANCE ACT [NEW]

Sec.		Sec.	
245A.01	Declaration of policy; citation.	245A.13	Mandamus to compel payment of general assistance.
245A.02	Definitions.	245A.14	Violations.
245A.03	Responsibility to provide general assistance.	245A.15	Relative's responsibility.
245A.04	Duties of the commissioner.	245A.16	General assistance to be allowed as claim in probate court.
245A.05	Eligibility for general assistance.	245A.17	Data processing procedures.
245A.06	Amount of assistance.	245A.18	Residence; county of financial responsibility; determination.
245A.07	Time of payment of assistance.	245A.19	Abolition of township system of poor relief.
245A.08	Exclusion from resources.	245A.20	Transfer of town employees.
245A.09	Form of payment; vendor payments.	245A.21	Continuation of retirement system for former Minneapolis employees.
245A.10	Hearings prior to reduction; termination; suspension of general assistance grants.	245A.22	Reimbursement of counties by state relating to public assistance.
245A.11	Work incentive and registration.		
245A.12	Administrative and judicial review.		

245A.01 Declaration of policy; citation

Subdivision 1. The objectives of Laws 1973, Chapter 650, Art. XXI, Sections 1 to 30 are to provide a sound administrative structure for public assistance programs; to maximize the use of federal funds for public assistance