

MINNESOTA STATUTES 1977 SUPPLEMENT

COUNTY WELFARE BOARD 393.07

and approval prior to adoption. The commissioner shall approve or disapprove the proposed ordinance within 120 days after receiving it. If the commissioner disapproves the proposed ordinance, he shall return it to the local governmental unit with a written statement of his reasons for disapproval. The county board shall have power:

[For text of subds 2 to 10, see M.S.1976]

[1977 c 322 s 1]

CHAPTER 393. COUNTY WELFARE BOARD

Sec.
393.07 Powers and duties.

Sec.
393.11 County attorney; expenses.

393.07 Powers and duties.

[For text of subds 1 to 8, see M.S.1976]

Subd. 9. **Power to compel certain persons to pay child support.** When directed by a judge of district or county court or when a person under court order is in default in making child support payments to another person who has custody of the children for whom such payments have been ordered, the county welfare board shall take such steps as may be necessary to compel the person in default on such payments to make them; to take such steps as may be necessary to compel such persons to make reimbursement to comply with the order of court when in default; and to institute, if necessary, contempt proceedings on behalf of such person or persons to whom money or property is ordered to be paid or delivered. It shall be the duty of the county attorney to conduct such contempt proceedings when directed by a judge of the district or county court or when requested by the county welfare board. The county attorney in such contempt proceedings or upon a separate motion supported by order to show cause and affidavits may move the court that any defaults or delinquent payments under such order of support be reduced to a judgment against the defaulting party, and where the county welfare board or any other public agency has advanced and expended funds to supply the unmet needs of such children because of such default by failure to pay the court order, such county welfare board or other public agency shall be subrogated and may recover under such judgment to the extent that public funds were expended for the care and support of such children. The additional cost incurred by the county attorney to bring contempt actions under this subdivision shall be paid from the moneys collected in such actions in whatever manner and amount approved by a judge of that particular county or district court.

Subd. 10. **Federal food stamp program.** The county welfare board shall establish and administer the food stamp program pursuant to rules of the commissioner of public welfare and federal regulations.

Any person who commits any of the following acts is guilty of theft and shall be sentenced pursuant to section 609.52, subdivision 3, clauses (1), (2), and (5):

(a) Obtains or attempts to obtain, or aids or abets any person to obtain by means of a wilfully false statement or representation, or intentional concealment of a material fact, food stamps to which he is not entitled or in an amount greater than that to which he is entitled; or

(b) Presents or causes to be presented, coupons for payment or redemption knowing them to have been received, transferred or used in a manner contrary to existing state or federal law; or

(c) Willfully uses or transfers food stamp coupons or authorization to purchase cards in any manner contrary to existing state or federal law.

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The amount of food stamps incorrectly issued shall be the difference between the amount of food stamps actually received and the amount to which the recipient would have been entitled under state and federal law had the welfare agency been informed of all material facts. The amount of any food stamps determined to have been incorrectly issued, used, transferred or presented shall, unless otherwise determined by the county welfare board in order to prevent undue hardship, be recoverable from the recipient, or user, or his estate by the county as a debt due the county.

[1977 c 225 s 2; 1977 c 282 s 10]

393.11 County attorney; expenses.

Subdivision 1. The county welfare board of any county is authorized to pay from welfare funds a share of the salary, clerk hire, and expenses of the county attorney or an assistant county attorney or both, such share to be proportionate to the expenses incurred on county welfare board matters and other county matters as determined by the county board of commissioners.

Subd. 2. The county welfare board or the commissioner of public welfare may contract with the county attorney for the provision of legal services to the county welfare board in paternity actions, child support enforcement and related matters as specified in Title IV-D of the Social Security Act. The county attorney may contract as to and perform the services and receive reimbursement therefor as determined by the commissioner. The contract may specify that the reimbursement shall be in addition to the salary of the county attorney as set by the county commissioners pursuant to chapter 388.

[1977 c 282 s 11]

CHAPTER 394. BUILDING COMMISSIONS; PLANNING DEVELOPMENT, ZONING

Sec.		Sec.	
394.312	Relation to other county authority.	394.37	Enforcement.

394.312 Relation to other county authority.

All official controls in effect on August 1, 1974 shall remain in full force and effect until amended or repealed whether such controls were adopted by resolution of the board or by ordinance and whether or not comprehensive plans had been adopted before the official controls were adopted. Any official controls and any procedures for the administration of official controls which are in existence on August 1, 1974 shall be brought into compliance with Laws 1974, Chapter 571 within four years from August 1, 1974.

[1977 c 197 s 1]

394.37 Enforcement.

Subdivision 1. The board shall provide for the enforcement of sections 394.21 to 394.37 and of ordinances and regulations made thereunder, and may impose enforcement duties on any officer, department, agency, or employee of the county. In a county in which subdivision regulations or controls are in force and have been filed or recorded as provided in section 394.35, the board may by ordinance require that a copy of some or all instruments which convey real estate be submitted by the county recorder to the administrative officer as provided in section 394.29, for review after recording. The officer shall examine each such instrument to determine whether the proposed conveyance complies with the subdivision and platting regulations of the county. If the conveyance does not comply with regulations, the administrative officer shall give notice by mail of the potential violation to the parties to the conveyance.

[For text of subds 2 to 4, see M.S.1976]

[1977 c 189 s 1]

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