

# MINNESOTA STATUTES 1979 SUPPLEMENT

## TREATMENT FOR ALCOHOL AND DRUG ABUSE 254A.02

Subd. 12. Prior to the date of discharge, provisional discharge, partial hospitalization, or release of any patient hospitalized under sections 253A.01 to 253A.21, the designated agency of the county of such patient's residence, in cooperation with the head of the hospital where the patient is hospitalized, and the patient's physician, if notified pursuant to subdivision 13, shall establish a continuing plan of after-care services for such patient including a plan for medical and psychiatric treatment, nursing care, vocational assistance, and such other aid as the patient shall need. It shall be the duty of the designated agency to supervise and assist such patient in finding employment, suitable shelter, and adequate medical and psychiatric treatment, and to aid in his readjustment to the community.

Subd. 13. In establishing such plan for after-care services the designated agency shall engage in consultation with persons or agencies, including any public health nurse and vocational rehabilitation personnel, as is necessary to insure adequate planning for after-care services.

[For text of subds 14 to 17, see M.S.1978]

[ 1979 c 324 s 38-41 ]

### 253A.21 General provisions.

[For text of subds 1 to 4, see M.S.1978]

Subd. 5. The commissioner or any other aggrieved party may appeal to the district court from any order entered under sections 253A.01 to 253A.21 in the manner prescribed in section 487.39.

Upon perfection of the appeal, the return shall be filed forthwith. The district court shall hear the appeal within 20 days after service of the notice of appeal. This appeal shall not suspend the operation of the order appealed from until the appeal is determined, unless otherwise ordered by the district court. Notwithstanding any contrary provision in section 487.39, an appeal may be taken from the determination of a district court judge to the supreme court without leave of the supreme court in cases in which the district court upholds an order committing a person under section 253A.07, subdivision 17, or an order denying a petition under section 253A.19.

[For text of subds 6 to 8, see M.S.1978]

[ 1979 c 172 s 1 ]

## CHAPTER 254A. TREATMENT FOR ALCOHOL AND DRUG ABUSE

Sec. 254A.02	Definitions.	Sec. 254A.08	Detoxification centers.
254A.03	State authority on alcohol and drug abuse.	254A.12	Affected employees.
254A.031	American Indian programs.	254A.14	Services to youth and other underserved populations.
254A.05	Duties of advisory council.	254A.16	Responsibilities of the commissioner.
254A.07	Comprehensive programs; coordination of local programs.	254A.17	Repealed.

### 254A.02 Definitions.

[For text of subds 1 to 10, see M.S.1978]

Subd. 11. "American Indian" means a person of one quarter or more Indian blood.

[For text of subds 12 to 17, see M.S.1978]

[ 1979 c 243 s 3 ]

# MINNESOTA STATUTES 1979 SUPPLEMENT

## 254A.03 TREATMENT FOR ALCOHOL AND DRUG ABUSE

### 254A.03 State authority on alcohol and drug abuse.

Subdivision 1. There is hereby created an alcohol and other drug abuse section in the department of public welfare. This section shall be headed by a director who shall be in the unclassified service. The section shall:

(a) conduct and foster basic research relating to the cause, prevention and methods of diagnosis, treatment and rehabilitation of alcoholic and other drug dependent persons;

(b) coordinate all activities and programs of all the various state departments as they relate to alcohol and other drug dependency and abuse problems;

(c) develop and demonstrate new methods and techniques for the prevention, treatment and rehabilitation of alcohol and other drug abuse and dependency problems;

(d) gather and disseminate facts and information about alcoholism and other drug dependency and abuse to public and private agencies and the courts so requesting such information for guidance to and assistance in prevention, treatment and rehabilitation;

(e) inform and educate the general public on alcohol and other drug dependency and abuse problems;

(f) serve as the state authority concerning alcohol and other drug dependency and abuse;

(g) establish a state plan which shall set forth goals and priorities within a comprehensive alcohol and other drug dependency and abuse program for Minnesota. All governmental units operating alcohol and other drug abuse or dependency programs or administering state or federal funds for such programs shall annually set their program goals and priorities and allocate funds in accordance with the comprehensive state plan;

(h) make contracts with and grants to public and private agencies and organizations, both profit and nonprofit, and individuals for the provision of comprehensive program services;

(i) solicit and accept any gift of money or property for purposes of Laws 1973, Chapter 572, and any grant of money, services, or property from the federal government, the state, any political subdivision thereof, or any private source;

(j) with respect to alcohol and other drug abuse programs serving the American Indian community, establish guidelines for the employment of personnel with considerable practical experience in alcohol and other drug abuse problems, and understanding of social and cultural problems related to alcohol and other drug abuse, in the American Indian community.

Subd. 2. There is hereby created, within the alcohol and drug abuse section of the department of public welfare, the position of special assistant for American Indian programs on alcoholism and drug abuse and an assistant to that position. The special assistant position shall be filled by a person with considerable practical experience in and understanding of alcohol and other drug abuse problems in the American Indian community, who shall be responsible to the director of the alcohol and drug abuse section created in subdivision 1 and shall be in the unclassified service. The special assistant with the approval of the director shall:

(a) Administer funds appropriated for American Indian groups, organizations and reservations within the state for American Indian alcoholism and drug abuse programs,

(b) Establish policies and procedures for such American Indian programs with the assistance of the citizens advisory council created by section 254A.04, and the American Indian advisory board.

[ 1979 c 243 s 4 ]

### 254A.031 American Indian programs.

The commissioner shall enter into one or more purchase of service agreements to provide programs for American Indians. The agreements shall provide for residential and aftercare treatment programs, programs relating to prevention, education, and community awareness, and training programs. All programs shall be designed to meet the needs identified by the American Indian community, and appropriate recognition shall be

# MINNESOTA STATUTES 1979 SUPPLEMENT

## TREATMENT FOR ALCOHOL AND DRUG ABUSE 254A.12

given to the cultural and social needs of American Indians. The commissioner shall enter into the agreements after consultation with the special assistant for American Indian programs of the alcohol and drug abuse section of the department of public welfare, and all agreements shall be reviewed pursuant to section 254A.03.

[ 1979 c 243 s 5 ]

### 254A.05 Duties of advisory council.

Subdivision 1. (a) The council shall assist in the formulation of policies and guidelines for the implementation of the commissioner's responsibilities in the area of alcohol and drug abuse.

(b) The council shall advise the commissioner and director on policies, goals, and the operation of the comprehensive state plan for alcohol and drug abuse program services in the state and other matters as directed by the commissioner and director, and shall encourage public understanding and support of the alcohol and drug abuse programs.

(c) The council shall make recommendations to the commissioner regarding grants of federal money to county boards under section 254A.07.

[ 1979 c 324 s 42 ]

### 254A.07 Comprehensive programs; coordination of local programs.

Subdivision 1. The county board shall coordinate all alcohol and other drug abuse services conducted by local agencies, and review all proposed agreements, contracts, plans, and programs in relation to alcohol and other drug abuse prepared by any such local agencies for funding from any local, state or federal governmental sources.

Subd. 2. The county boards may make grants for comprehensive programs for prevention, care, and treatment of alcohol and other drug abuse as developed and defined by the state authority. Grants made for programs serving the American Indian community shall take into account the guidelines established in section 254A.03, subdivision 1, clause (j). Grants may be made for the cost of these comprehensive programs and services whether provided directly by county boards or by other public and private agencies and organizations, both profit and nonprofit, and individuals, pursuant to contract. Nothing herein shall prevent the state authority from entering into contracts with and making grants to other state agencies for the purpose of providing specific services and programs.

Subd. 3. [ Repealed, 1979 c 324 s 50 ]

[ 1979 c 243 s 6; 1979 c 324 s 43,44 ]

### 254A.08 Detoxification centers.

Subdivision 1. Every county board shall provide a detoxification program for drug dependent persons. The board may utilize existing treatment programs and other agencies to meet this responsibility.

[For text of subd 2, see M.S.1978]

Subd. 3. [ Repealed, 1979 c 324 s 50 ]

[ 1979 c 324 s 45 ]

### 254A.12 Affected employees.

County boards may enter into one or more purchase of service agreements to provide services to employers to develop personnel practices for prevention of alcoholism and other chemical dependency, and to assist affected employees in gaining access to care through identification and referral services.

[ 1979 c 324 s 46 ]

# MINNESOTA STATUTES 1979 SUPPLEMENT

## 254A.14 TREATMENT FOR ALCOHOL AND DRUG ABUSE

### 254A.14 Services to youth and other underserved populations.

Subdivision 1. **Identification.** County boards may enter into one or more purchase of service agreements to provide services related to the prevention of chemical dependency to persons and groups which have responsibility for, and access to, youth and other underserved populations. The boards may also enter into purchase of service agreements to assist youth and other underserved populations in gaining access to care.

Subd. 2. **Treatment facilities.** If, as a result of programs authorized under subdivision 1, significant numbers of persons are identified for whom treatment and aftercare programs are not available, county boards may request funds from the commissioner to develop treatment and aftercare capabilities.

[ 1979 c 324 s 47 ]

### 254A.16 Responsibilities of the commissioner.

[For text of subd 1, see M.S.1978]

Subd. 2. (a) The commissioner shall provide program guidelines and technical assistance to the county boards in carrying out their responsibilities under sections 254A.12 and 254A.14.

(b) The commissioner shall recommend to the governor and to the legislature means of making the programs funded under sections 254A.031, 254A.12, and 254A.14 wholly or partially self-sustaining.

[ 1979 c 324 s 48 ]

### 254A.17 [ Repealed, 1979 c 324 s 50 ]

## CHAPTER 256. PUBLIC WELFARE

Sec.  
256.74 Assistance.  
256.82 Payments by state.

Sec.  
256.99 Reverse mortgage proceeds disregarded.

### 256.74 Assistance.

Subdivision 1. **Amount.** The amount of assistance which shall be granted to or on behalf of any dependent child and mother or other needy eligible relative caring for such dependent child shall be determined by the county agency with due regard to the resources and necessary expenditures of the family and the conditions existing in each case and in accordance with the rules and regulations made by the state agency and shall be sufficient, when added to all other income and support available to the child, to provide such child with a reasonable subsistence compatible with decency and health. In making its determination the county agency shall exclude the following from family income:

(1) All of the earned income of each dependent child receiving aid to families with dependent children who is a full-time student or part-time student, and not a full-time employee, attending a school, college, or university, or a course of vocational or technical training designed to fit him for gainful employment;

(2) All educational grants and loans awarded pursuant to a federal law when public assistance was considered in making the award and the award was made on the basis of financial need; and that part of any other educational grant or loan which is used for educational purposes, such as tuition, fees, equipment, transportation and child care expenses necessary for school attendance; and

(3) The first \$30 plus one-third of the remainder of the combined monthly earnings of any dependent child not included under clause (1), and any adult who is a recipient of aid for families with dependent children. With respect to any month, the county welfare agency shall not disregard under clause (2) any earned income of any person who has: