

**CHAPTER 292—S.F.No.3075**  
**[Coded in Part]**

*An act relating to public health; establishment of community residential facilities for mentally retarded and cerebral palsied persons; authorizing counties and cities to issue bonds and lease facilities; amending Minnesota Statutes 1971, Chapter 447, by adding a section; and amending Section 447.45.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

Section 1. Minnesota Statutes 1971, Chapter 447, is amended by adding a section to read:

**[447.42] MENTALLY RETARDED AND CEREBRAL PALSIED; ESTABLISHMENT AND OPERATION OF COMMUNITY RESIDENTIAL FACILITIES FOR RETARDED AND CEREBRAL PALSIED PERSONS. Subdivision 1. Notwithstanding any provision of Minnesota Statutes to the contrary, any city, county, town, or any nonprofit corporation approved by the commissioner of welfare, or any combination thereof may establish and operate a community residential facility for mentally retarded and cerebral palsied persons.**

**Subd. 2. Community residential facilities established under this section may be administered by a nonprofit corporation, by the political subdivision establishing same or by a community mental health-mental retardation board organized under sections 245.66 and 245.67.**

**Subd. 3. The premises and facilities for any community residential facility may be acquired by purchase, lease or gift and may be established and operated in connection with existing public and private facilities and institutions.**

**Subd. 4. Any political subdivision, as described in subdivision 1, may use unexpended funds, accept gifts, grants and subsidies from any lawful source, or make application for federal funds and may use such moneys or grant or loan such moneys to any nonprofit corporation approved by the commissioner of welfare for the establishment and operation of a community residential facility.**

**Subd. 5. Any community residential facility established and operated pursuant to this section shall meet all applicable licensure standards established by the commissioners of health and welfare.**

Sec. 2. Minnesota Statutes 1971, Section 447.45, is amended to read:

**447.45 HOSPITALS AND NURSING HOMES; FACILITIES FOR MENTALLY RETARDED; FINANCING AND LEASING. Subdivision 1.**

Changes or additions indicated by underline deletions by ~~strikeout~~

Any county, city, ~~village, borough,~~ or hospital district, except cities of the first class and counties in which are located any cities of the first class, is authorized, in addition to and not in substitution for any other power granted to it by law, to issue revenue bonds by resolution or resolutions of its governing body to finance the acquisition and betterment of hospital, nursing home and related medical facilities, or any of them, including but without limitation the payment of interest during construction and for a reasonable period thereafter and the establishment of reserves for bond payment and for working capital; provided however, that the authority granted by this section shall not apply to any facility to which sections 145.71 to 145.83 apply, unless a certificate of need has been issued.

Subd. 2. Any county or city, including cities of the first class and counties in which are located any cities of the first class, is authorized to exercise with respect to facilities, including health care facilities, for the care, treatment and training of the mentally retarded and persons with cerebral palsy, all of the powers conferred by sections 447.45 to 447.50 with the same force and effect as if these facilities were hospital or nursing home facilities within the meaning of sections 447.45 to 447.50.

Approved March 27, 1974.

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**CHAPTER 293—S.F.No.3079**  
[Not Coded]

*An act relating to the counties of Carver and Scott; authorizing each county to designate a human services board.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

**Section 1. CARVER AND SCOTT COUNTIES; HUMAN SERVICES BOARD.** Notwithstanding the population requirements of Minnesota Statutes, 1973 Supplement, Section 402.01, or any other law to the contrary, the board of county commissioners of Carver county may by resolution designate a human services board for the county of Carver. Upon designation, the human services board for Carver county shall have all of the powers and duties provided in Minnesota Statutes, 1973 Supplement, Sections 402.01 to 402.10.

**Sec. 2. SCOTT COUNTY; HUMAN SERVICES BOARD.** Notwithstanding the population requirements of Minnesota Statutes, 1973 Supplement, Section 402.01, or any other law to the contrary, the board of county commissioners of Scott county may by resolution designate a human services board for the county of Scott. Upon designation, the human services board for Scott county shall have all of the powers and duties provided in Minnesota Statutes, 1973 Supplement, Sections

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