

Sec. 18. [21A.18] **Appropriation of funds.** Subdivision 1. In order to organize and expedite the operations of the board, there is appropriated to the commissioner of agriculture and the board from the general revenue fund of the state treasury the sum of \$25,000, to be available on July 1, 1969.

Subd. 2. Within one year after the implementation of the initial promotional order, pursuant to the terms of this act, the board shall remit from fees collected under said order, to the state treasurer, the sum of \$25,000 in reimbursement for the appropriation made under subdivision 1. This sum shall be deposited in the general revenue fund.

Subd. 3. In the event that a promotional order is not implemented within two years of the date of the passage of this act, the balance of the funds appropriated in subdivision 1 shall be remitted to the state treasurer and deposited in the general revenue fund.

Sec. 19. [21A.19] **Nonliability of state; severability.** Subdivision 1. No liability shall be imposed upon the state of Minnesota for any acts or omissions of the commissioner or of the soybean advisory board established pursuant to this act.

Subd. 2. If any section, subdivision or other portion of this act shall be adjudged unconstitutional by a court of competent jurisdiction, such adjudication shall not impair the validity of the remaining sections, subdivisions or portions of this act.

Approved May 6, 1969.

CHAPTER 278—H. F. No. 641

An act relating to probation officers serving juvenile courts; amending Minnesota Statutes 1967, Section 260.311.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 260.311, is amended to read:

260.311 **Juvenile courts; probation officers.** Subdivision 1. **Appointment; joint services; state services.** In all counties of more than 200,000 population, the court shall appoint one or more persons of good character to serve as probation officers during the

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pleasure of the court. All other counties shall provide probation services to juvenile courts in one of the following ways:

(1) The court, with the approval of the county board, may appoint one or more full time salaried probation officers to serve during the pleasure of the court;

(2) Two or more counties through their county boards may combine to enable their courts jointly to appoint *a one or more common full time salaried probation officer officers*;

(3) A county may request the ~~youth conservation commission~~ *commissioner of corrections* to furnish probation services to its juvenile court in accordance with the provisions of this section, on or after July 1, 1959, and the ~~youth conservation commission~~ *commissioner of corrections* shall furnish such services to any county that fails to provide its own probation officer by one of the two procedures listed above on or at any time after July 1, 1960.

Subd. 2. **Sufficiency of services.** Probation services for juveniles shall be sufficient in amount to meet the needs of delinquent children and of the juvenile court in each county. Probation officers serving juvenile courts in all counties of not more than 200,000 population shall also, pursuant to subdivision 3 of this section, provide probation and parole services to wards of the youth conservation commission resident in their counties. To provide these probation services counties containing a city of 10,000 or more population shall, as far as practicable, have one probation officer for not more than 35,000 population; in counties that do not contain a city of such size, the ~~youth conservation commission~~ *commissioner of corrections* shall, after consultation with the juvenile judge and the county commissioners and in the light of experience, establish probation districts to be served by one officer. *Should the standards herein provided be inadequate to the needs of the delinquent children and of the juvenile courts receiving probation services under the provisions of subdivision 1, any county or group of counties may supplement such services through the appointment of qualified part time salaried probation agents or request such supplemental services from the commissioner of corrections and pay for same as provided in subdivision 4.*

All probation officers appointed by any county of not more than 200,000 population after July 1, 1959, shall be selected from the same state civil service list of eligible candidates from which the ~~youth conservation commission~~ *commissioner of corrections* selects its probation and parole agents and for which both oral and written examinations are required and the civil service department shall furnish the names of such candidates on request.

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Subd. 3. Powers and duties. All probation officers serving juvenile courts shall act under the orders of the court in reference to any child committed to their care by the court, and in the performance of their duties shall have the general powers of a peace officer; and it shall be their duty to make such investigations with regard to any child as may be required by the court before, during, or after the trial or hearing, and to furnish to the court such information and assistance as may be required; to take charge of any child before, during or after trial or hearing when so directed by the court, and to keep such records and to make such reports to the court as the court may order. Probation officers heretofore or hereafter appointed under the provisions of sections 636.01 to 636.06 shall be subject to the orders of the court in reference to all matters covered by the provisions of sections 260.011 to 260.301.

All probation officers serving juvenile courts in counties of not more than 200,000 population shall, in addition, provide probation and parole services to wards of the youth conservation commission resident in the counties they serve, and shall act under the orders of said commission in reference to any ward committed to their care by the commission.

All probation officers serving juvenile courts in counties of not more than 200,000 population shall, under the direction of the court, cooperate with all law enforcement agencies, schools, child-serving agencies of a public or private character, and groups concerned about the welfare of children to prevent delinquency and to rehabilitate within the community children adjudged delinquent.

All probation officers serving juvenile courts shall make monthly and annual reports to the youth conservation commission, on forms furnished by it, containing such information on number of cases cited to the juvenile court, offenses, adjudications, dispositions, and related matters as may be required by the youth conservation commission.

Subd. 4. Compensation. In counties of more than 200,000 population, a majority of the judges of the district court may direct the payment of such salary to probation officers as may be approved by the county board, and in addition thereto shall be reimbursed for all necessary expenses incurred in the performance of their official duties. In all counties which obtain probation services from the ~~youth conservation commission~~ *commissioner of corrections* the ~~state commissioner~~ shall, out of appropriations provided therefor, pay probation officers the salary and all benefits fixed by the state civil service law and all necessary expenses, including secretarial service, office equipment and supplies, postage, telephone and telegraph services, and travel and subsistence. Each county receiving probation services from

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the ~~youth conservation commission~~ *commissioner of corrections* shall reimburse the ~~state department of corrections~~ for the total cost and expenses of such services as incurred by the ~~youth conservation commission~~ *commissioner of corrections*. Total annual costs for each county shall be that portion of the total costs and expenses for the services of one probation officer represented by the ratio which the county's population bears to the total population served by one officer. For the purposes of this section, the population of any county shall be the most recent estimate made by the department of health. At least every six months the ~~youth conservation commission~~ *commissioner of corrections* shall certify to the state treasurer the total cost and expenses incurred by the ~~commission~~ *commissioner* on behalf of each county to which ~~it~~ *he* has provided probation services. The treasurer shall notify each county of the cost and expenses so certified and the county shall pay to the treasurer forthwith the amount certified. All such reimbursements shall be deposited in the general revenue fund. Objections by a county to all allocation of such cost and expenses shall be presented to and determined by the ~~commissioner of administration~~. Each county ~~obtaining~~ *providing* probation services ~~from the youth conservation commission~~ under this section is hereby authorized to use unexpended funds and to levy additional taxes for this purpose.

The county commissioners of any county of not more than 200,000 population shall, when requested to do so by the juvenile judge, provide probation officers with suitable offices, and may provide equipment, and secretarial help needed to render the required services.

Subd. 5. **Reimbursement of counties.** In order to reimburse the counties for the cost which they assume under Laws 1959, Chapter 698, of providing probation and parole services to wards of the youth conservation commission and to aid the counties in achieving the purposes of this section, the ~~state~~ *commissioner of corrections* shall annually, from ~~state~~ funds appropriated for that purpose, pay 50 percent of such costs to all counties of not more than 200,000 population. Nothing herein shall be deemed to invalidate any payments to counties made pursuant to this section before the effective date of Laws 1963, Chapter 694.

Subd. 6. **Certificate of counties entitled to state aid.** On or before January 1 of each year, ~~beginning in 1960 until 1970 and on or before April 1 thereafter~~, the ~~director of the youth conservation commission~~ *commissioner of corrections* shall deliver to the state auditor a certificate in duplicate for each county of the state entitled to receive state aid under the provisions of this section. Upon the receipt

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of such certificate, the state auditor shall draw his warrant upon the state treasurer in favor of the county treasurer for the amount shown by each certificate to be due to the county specified. The state auditor shall transmit such warrant to the county treasurer together with a copy of the certificate prepared by the ~~director of the youth conservation commission~~ *commissioner of corrections*.

Approved May 6, 1969.

CHAPTER 279—H. F. No. 787

An act relating to state contracts; amending Minnesota Statutes 1967, Section 16.06, Subdivision 2.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 16.06, Subdivision 2, is amended to read:

Subd. 2. **State contracts; emergency purchases.** *In emergencies*, under rules and regulations prescribed by him, the commissioner may *contract directly for the repair, rehabilitation, and improvement of any state owned structure or may authorize any agency to do so, and he may purchase or may authorize any agency to purchase directly any supplies, materials, equipment, or utility services for immediate use in emergencies, without calling for bids; provided, that the conditions constituting an emergency shall be defined by regulation.* *An emergency for the purposes of this subdivision is an unforeseen occurrence or combination of circumstances which calls for immediate action in the public interest.*

Approved May 6, 1969.

CHAPTER 280—H. F. No. 806

An act relating to diagnostic services and treatment for persons committed to the youth conservation commission; amending Minnesota Statutes 1967, Section 242.21.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1967, Section 242.21, is amended to read:

Changes or additions indicated by italics, deletions by ~~strikeout~~.