

CHAPTER 251

CARE OF CONSUMPTIVES IN STATE AND COUNTY SANATORIA, AND
AFTER DISCHARGE THEREFROM**251.01 BUILDINGS; SUPERINTENDENT.**

HISTORY. 1903 c. 316 ss. 3, 4, 6, 8; R.L. 1905 s. 1928; G.S. 1913 s. 4132; G.S. 1923 s. 4544; M.S. 1927 s. 4544.

Gasoline used in connection with the operation of the state sanatorium for consumptives is exempt from the federal excise tax of gasoline. OAG Nov. 27, 1934 (324E-1).

**251.02 PERSONS ADMITTED TO; POWERS OF COUNTY SANATORIUM;
COMMISSION.**

HISTORY. 1903 c. 316 ss. 7 to 9; R.L. 1905 s. 1929; 1907 c. 135 s. 1; G.S. 1913 s. 4133; G.S. 1923 s. 4545; 1927 c. 386; M.S. 1927 s. 4545; 1943 c. 561 s. 1; 1945 c. 345 s. 1.

Dental work may or may not be a necessary part of the treatment for tuberculosis and cost thereof would be a proper charge against the county if physician certified that it was a part of the treatment for tuberculosis; otherwise the cost must be taken care of as poor relief by the town or county liable for such poor relief. OAG Sept. 1, 1931.

County, even though operating under the town system of poor relief, is liable for the cost of the care of patients at the state sanatorium. OAG July 31, 1933.

Whether or not a person may be classified as afflicted with pulmonary tuberculosis is a question of fact. OAG Sept. 26, 1933.

Where one sent to sanatorium at Walker, from Hennepin county, was discharged and immediately secured work at such sanatorium and later had a breakdown and again made application for hospitalization whether his residence was Cass county or Hennepin county, was a fact to be determined by the proper officer or board. OAG Oct. 27, 1933.

Where a person is admitted to state sanatorium on request of county board, charges for keeping such person are to be paid by the county even though operating under the town system of poor relief. OAG Dec. 2, 1933.

Expenses of tubercular patient at sanatorium are to be paid by the county only when the patient or next of kin are unable to pay same. OAG March 21, 1935 (556a-2).

Cost of maintaining a poor person in state sanatorium is to be charged against county of poor person's residence, and no part of it is to be charged against the town or village, though the patient is suffering from a communicable disease. OAG May 27, 1937 (556a-8).

Expense of maintaining patient at state sanatorium is chargeable against the local health district where the patient is sent to the sanatorium for the purpose of preventing the spread of disease, such as tuberculosis. OAG June 11, 1937 (611a-8).

Expense of transporting patients to state sanatorium is not an obligation of the municipality in a county operating under the town system where the request for treatment was made by the county board. OAG Aug. 16, 1937 (611a-8).

A person sentenced to the state reformatory does not lose his residence in the county from which sent, and when such person is granted a medical parole and enters state sanatorium, the responsibility for hospitalization rests upon the county rather than upon the state. OAG June 20, 1938 (556a-2).

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The father of a tubercular adult person at a state sanatorium is liable for money expended by county and such liability may be enforced by action if he is financially able to pay. OAG July 6, 1939 (556a-2).

The care of a tuberculosis patient in the state sanatorium is chargeable to the county of patient's residence and to no other municipality. Poor and contagious statutes do not apply. OAG Dec. 26, 1944 (556b).

251.03 TREATMENT IN STATE OR COUNTY SANATORIUM OF NECESSITIOUS OR NEEDY PERSONS INELEGIBLE FOR ADMISSION TO COUNTY SANATORIUMS.

HISTORY. 1925 c. 213 s. 1; M.S. 1927 s. 4545-1; 1945 c. 345 s. 3.

Care of one with original residence in another state by insurance company in this state did not change his residence to this state, and the foreign state should be obligated to care for him on his becoming a subject of tuberculosis. OAG May 15, 1933.

Time during which a person is an inmate of state sanatoriums is excluded in determining settlement. OAG Oct. 1, 1935 (339f-3).

The expenses of a person admitted to state sanatorium under this section are to be paid wholly by the state, and an inmate does not gain residence within the county where the sanatorium is located during the period of hospitalization. OAG July 11, 1936 (339f-3).

Where a non-resident of the state has been hospitalized at Glen Lake sanatorium at the request of the health commissioner of Minnesota, as a tubercular person and a public health menace, the patient is not a "free patient" for whom aid will be paid under section 376.31, but board of control (director of social welfare) may pay for maintenance and care as provided in section 376.33. OAG Mar. 22, 1937 (88a-31).

It is not legal for county sanatoriums to admit non-residents of state, regardless of the compensation required. OAG May 7, 1937 (556a-1).

Admission to county sanatorium is not governed by the rules applicable to settlement for poor relief purposes, and as to state sanatorium, admission and liability for cost of maintenance is charged against the county of residence, or the county making the request for admission. OAG June 7, 1937 (556a-1).

251.04 EMPLOYEES IN STATE INSTITUTIONS TO BE PLACED IN SANATORIUM.

HISTORY. 1941 c. 479 s. 4; 1945 c. 270 s. 1.

The award of the industrial commission is without prejudice to an application to the commission to amend its order so that the relator may receive the amount of the legislative appropriation, but no more. By accepting the appropriation, made by Laws 1941, Chapter 537, Section 85, relator is barred from claiming under Laws 1941, Chapter 479. *Wollner v State Department*, 213 M 97, 5 NW(2d) 67.

Authority to levy one mill tax relates to counties operating a hospital jointly with another county. It does not apply to a county operating jointly with a city. OAG April 18, 1944 (1001b).

251.05 EMPLOYEES MAY RECEIVE BENEFITS.

HISTORY. 1941 c. 479 s. 5.

251.06 HOSPITALS BUILT AND MAINTAINED.

HISTORY. 1921 c. 411 s. 12; G.S. 1923 s. 4588; M.S. 1927 s. 4588.

251.07 GENERAL HOSPITAL AND SANATORIUM MAY OPERATE IN CONJUNCTION.

HISTORY. 1921 c. 411 s. 13; G.S. 1923 s. 4589; M.S. 1927 s. 4589.

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251.08 AFTER-CARE OF TUBERCULOUS PATIENTS.

HISTORY. 1941 c. 499 s. 1.

251.09 MEDICAL AND SUPPLEMENTAL CARE.

HISTORY. 1941 c. 499 s. 2.

251.10 DUTIES OF STATE AGENCY.

HISTORY. 1941 c. 499 s. 3.

251.11 RULES.

HISTORY. 1941 c. 499 s. 4.

251.12 NEEDS OF PATIENTS DETERMINED BY COUNTY AGENCY.

HISTORY. 1941 c. 499 s. 5.

251.13 MEDICAL AND SUPPLEMENTAL CARE, TO WHOM GIVEN.

HISTORY. 1941 c. 499 s. 6.

251.14 FUNDS NOT TRANSFERABLE.

HISTORY. 1941 c. 499 s. 7.