

CHAPTER 248

SCHOOLS; DEAF, BLIND

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**248.01 LOCATION; ORGANIZATION.** The Minnesota school for the deaf and the Minnesota Braille and sight-saving school shall be continued at Faribault. They shall be maintained as the school for the deaf and the Minnesota Braille and sight-saving school and grouped and classed with the educational institutions of the state.

[R. L. s. 1931; 1941 c. 332] (4610)

**248.02 SCHOOL FOR DEAF; EXPENSE OF PUPILS.** Any deaf or blind resident of the state of suitable age and capacity for instruction may be received, kept, and taught therein under such conditions as the commissioner of public welfare may prescribe. He shall be provided, by the person legally liable for his support, with sufficient funds to furnish him with proper clothing, postage, and transportation. If any such person be a pauper, or if the person legally liable for his support be unable to make these provisions for him, of which facts the certificate of the probate judge shall be prima facie evidence, the county in which he has a residence shall annually, on or before October 1, pay to the superintendent of the school in which he is a pupil a sum not exceeding \$50 to be fixed by the commissioner of public welfare. Such sum shall be used only for clothing, postage, and necessary incidental expenses for the pupil. In addition, in such cases, the county shall be liable for the actual transportation of the pupil to and from the school. Should the person legally liable for the support of the pupil default in the payment of such sum, or any part thereof, such unpaid balance shall be referred to the auditor of the county of which the pupil is a resident and the county shall either collect or assume such bill. The superintendent, on July 1 each year, shall render to the county auditor and to the commissioner of public welfare a detailed account of all cases of indigency or default.

[R L s 1934; 1917 c 346 s 1; 1919 c 69 s 1; 1923 c 156 s 1; 1951 c 355 s 1] (4611)

**248.03 FREE TUITION AT STATE UNIVERSITY.** Any resident of the state graduated from the Minnesota Braille and sight-saving school, upon compliance with all other requirements, shall be entitled to pursue any course of study in the state university without expense for tuition; and the board of regents shall receive him into any department thereof.

[R. L. s. 1935; 1941 c. 332] (4612)

**248.04 BLIND STUDENT TO RECEIVE EXPENSES WHILE AT CERTAIN SCHOOLS.** Any blind person who is, and for five years immediately preceding the making of his application for aid under this chapter has been, a resident of this state, who is a regularly enrolled student pursuing any course of study, profession, art, or science in any university, college, or conservatory of music approved by the board of directors of the Minnesota Braille and sight-saving school, in the discretion and under direction of the board, may receive a sum or sums of money, not exceeding \$300 in any one year, for the purpose of defraying his necessary expenses, including those of a reader, while in attendance upon such university, college, or conservatory, such expenditures to be made from the appropriations for the current expenses of the Minnesota Braille and sight-saving school. Not more than ten such blind persons shall receive such aid in any one year.

[1915 c. 307 s. 1; 1929 c. 367 s. 1; 1941 c. 332] (4613)

**248.05 GIFTS AND CONVEYANCES.** The commissioner of public welfare shall take and hold in trust all lands or other property granted, given, devised, or conveyed to the schools, or either of them. All moneys and securities so received and all income from such property shall be deposited in the state treasury subject to the order of the commissioner of public welfare.

[R. L. s. 1936] (4614)

**248.06 ATTENDANCE.** Subdivision 1. **Who required to attend.** Every parent, guardian, or other person having control of any normal child between five and 20 years of age, too deaf or unable to make articulate sounds to be properly benefited by the methods of instruction in vogue in the public schools, shall be required to send such child or youth to the school for the deaf at the city of Faribault, Minnesota, during the scholastic year of that school. Such child or youth shall attend such school year after year until discharged by the superintendent upon approval of the commissioner of public welfare.

Subd. 2. **Non-attendance, excuses.** The commissioner of public welfare may excuse attendance when satisfied:

(1) That the child is in such bodily or mental condition as to prevent his attendance at school or application to study for the period required;

(2) That he is afflicted with such contagious or offensive disease or possesses such habits as to render his presence a menace to the health or morals of other pupils, or for any reason deemed good and sufficient by the superintendent with approval of the commissioner of public welfare;

(3) That the child is efficiently taught for the scholastic year in a private or other school, or by a private tutor, the branches taught in the public schools so far as possible.

Subd. 3. **Failure to attend.** Any such parent, guardian, or other person failing to comply with the provisions of subdivision 1 shall be guilty of a misdemeanor, and upon conviction thereof fined in a sum of not less than \$5 nor more than \$20 for the first offense nor less than \$10 nor more than \$50 for the second and every subsequent offense with costs in each case. Any person who induces or tempts to induce any deaf or unable to make articulate sounds child to absent himself unlawfully from school, or employs or harbors any such child unlawfully from school, while the school is in session, shall be deemed guilty of a misdemeanor; and, upon conviction thereof, fined in a sum not less than \$5 nor more than \$20 for the first offense nor less than \$10 nor more than \$50 for the second and every subsequent offense with costs in each case.

Subd. 4. **Reports.** The principal teacher of every public school in the counties, and the truant officers of the cities of St. Paul, Minneapolis, and Duluth, shall, within 30 days before the close of each school year, furnish the county superintendent of schools or the board of education of the city of St. Paul, Minneapolis, or Duluth, as the case may be, with the name, age, sex, and address of parent or guardian of all normal children who are too deaf or unable to make articulate sounds to be educated in the public schools between the ages of 5 and 20 years, inclusive, living within the boundaries of his school district and who do not attend school. The county superintendent of schools, or the board of education of the city of St. Paul, Minneapolis, or Duluth, shall certify forthwith the names of all such deaf children, with address of parent, age, and sex, to the superintendent of the Minnesota school for the deaf at the city of Faribault.

Subd. 5. **Prosecution.** It shall be the duty of the county attorney to at once prosecute any case of parent or others unlawfully responsible directly or indirectly for the failure to place a deaf child or youth in a school for the deaf when such case shall have been reported to him. So far as the same are applicable all the provisions of this section shall be construed to include children who are too blind or defective of sight to be materially benefited by the methods of instruction in vogue in the public schools, for the purpose of securing their attendance at the Minnesota Braille and sight-saving school.

[R L s 1937A; 1907 c 407 s 1; 1909 c 396 s 1; 1917 c 346 s 2; 1931 c 92 s 1; 1951 c 560 s 1] (4615)

**248.07 COMMISSIONER OF PUBLIC WELFARE, DUTIES.** Subdivision 1. **Cooperation.** It shall be the duty of the commissioner of public welfare to cooperate with state and local boards and agencies, both public and private, in preventing loss of sight, in alleviating the condition of blind persons and persons of failing sight,

in extending and improving the education, advisement, training, placement, and conservation of the blind, and in promoting their personal, economic, social, and civic well being.

Subd. 2. **Statistics.** The commissioner of public welfare shall collect statistics of the blind, including their present physical and mental condition, causes of blindness, capacity for education and industrial training, and any further information looking toward the improvement of their condition that may be desired.

Subd. 3. **Special attention.** The commissioner of public welfare shall give special attention to the cases of such blind youth as are eligible to attendance at the Minnesota Braille and sight-saving school, or the public school classes for the blind, but are not in attendance thereat, or are not receiving adequate instruction elsewhere and seek to secure such attendance by all practicable means.

Subd. 4. **Vocational training.** The commissioner of public welfare shall endeavor to secure for the adult blind of the state and youths of legal working age such vocational training, labor, and employment as may be adapted to their respective capacity, and shall so far as may be feasible aid such persons in securing any provisions which may be made by the school for the blind or other state agencies for the betterment of their lot. When vocational training under the division of re-education is secured, such aid may take the form of payments for the maintenance of persons in training, under rules to be adopted by the commissioner of public welfare.

Subd. 5. **Aids.** The commissioner of public welfare shall further be empowered to aid the blind: (1) By home instruction and training; (2) by assisting them in securing tools, appliances, and supplies; (3) by aid in marketing the products of their labors; (4) by care and relief for blind persons who are not capable of self-support; and, (5) in any other practicable means of alleviating their condition.

Subd. 6. [Repealed, 1949 c. 22 s. 1]

[1913 c. 488 s. 1, 2; 1917 c. 346 s. 3, 4; 1923 c. 336 s. 1; 1941 c. 332 s. 1] (4616)

**248.08 PAYMENTS BY COMMISSIONER OF PUBLIC WELFARE.** The commissioner of public welfare is hereby authorized to defray the necessary expenses of the work from the appropriation for the current expenses of the commissioner of public welfare; provided, that in any county of this state now or hereafter having a population of over 150,000, and an assessed valuation of over \$200,000,000, including money and credits, the county board is hereby authorized to defray part or all of the necessary expenses of maintaining the work within the county from the general revenue fund of the county, not exceeding the total sum of \$3,600, in any one calendar year; and, in carrying on this work, may appoint and employ an assistant to the regular field agent for the blind in the county, who shall work under the direction of the agent in the county. The portion of the salary of the field agent, and of any assistant to be paid by the county, shall be fixed by the county board at its first meeting in January in each year; and such salary of the field agent and assistant shall be paid in the same manner as the salary of other county officers and employees are paid. All necessary expenses of the agent and assistant in carrying on this work in the county, not paid by the commissioner of public welfare, shall be paid by the county board as other claims against the county are paid.

[1913 c. 488 s. 3; 1917 c. 185 s. 1; 1917 c. 346 s. 5; 1921 c. 24 s. 1; 1923 c. 336 s. 2; 1933 c. 45 s. 1; 1935 c. 307] (4617)

**248.09 MINNESOTA BRAILLE AND SIGHT-SAVING SCHOOL.** The state school for the blind located at Faribault so designated under authority of Laws Extra Session 1902, Chapter 83, shall hereafter be known and designated as the Minnesota Braille and sight-saving school, but this section shall not be construed to affect the management or administration of the school, or the tenure of office or powers of the managers and directors thereof, all of whom shall remain subject to the control now provided by existing laws.

[1941 c. 332 s. 1]