

# MINNESOTA STATUTES 1975 SUPPLEMENT

## DEPARTMENT OF CORRECTIONS 241.01

### CHAPTER 238. CABLE COMMUNICATIONS

Sec.  
238.04 Commission created.

#### 238.04 Commission created.

Subdivision 1. A state commission on cable communication is hereby created within the department of administration and shall consist of seven members. The commission shall reside within the department of administration for a period not to exceed four years from May 24, 1973.

The members of the commission shall be representative of the broad range of interests related to telecommunication needs and concerns.

[1975 c 204 s 100]

[For text of subds 2 to 9, see M.S.1974]

### CHAPTER 239. WEIGHTS, MEASURES

Sec.  
239.38 Sealing.  
239.39 Repealed.  
239.40 Repealed.

Sec.  
239.41 Repealed.  
239.42 Repealed.  
239.43 Repealed.

#### 239.38 Sealing.

Every person who shall buy, sell, or dispose of any goods or commodities by an unsealed weight, measure, or scale kept by him, or shall knowingly use any such weight, measure, or scale which has been sealed, but is incorrect, shall be guilty of a misdemeanor; but no contract of sale shall thereby be rendered void.

[1975 c 313 s 23]

239.39 [Repealed, 1975 c 313 s 24]

239.40 [Repealed, 1975 c 313 s 24]

239.41 [Repealed, 1975 c 313 s 24]

239.42 [Repealed, 1975 c 313 s 24]

239.43 [Repealed, 1975 c 313 s 24]

### CHAPTER 241. DEPARTMENT OF CORRECTIONS

Sec.  
241.01 Creation of department.  
241.023 Expenses, health advisory committee.  
[New]

Sec.  
241.045 Minnesota corrections authority.

#### 241.01 Creation of department.

[For text of subds 1 and 2, see M.S.1974]

Subd. 3. [Repealed, 1975 c 304 s 15]

Subd. 3a. **Commissioner, powers and duties.** The commissioner of corrections shall have the following powers and duties:

(a) To accept persons committed to him by the courts of this state for care, custody, and rehabilitation.

(b) To determine the place of confinement of committed persons in a correctional institution or other facility of the department of corrections and to prescribe reasonable conditions, rules, and regulations for their employment, conduct, instruction, and discipline within or without the facility.

# MINNESOTA STATUTES 1975 SUPPLEMENT

## 241.01 DEPARTMENT OF CORRECTIONS

- (c) To administer the money and property of the department.
- (d) To administer, maintain, and inspect all state correctional institutions.
- (e) To transfer authorized positions and personnel between state correctional institutions as necessary to properly staff institutions and programs.
- (f) To utilize state correctional institutions in the manner he determines to be most efficient and beneficial in the accomplishment of these purposes, but not to close the Minnesota state prison at Stillwater or the state reformatory for men at St. Cloud without legislative approval.
- (g) To organize the department and employ personnel he deems necessary to discharge the functions of the department, including a chief executive officer for each institution under his control who shall serve in the unclassified civil service and may, under the provisions of section 43.24, be removed only for cause.
- (h) To define the duties of these employees and to delegate to them any of his powers, duties and responsibilities, subject to his control and the conditions he prescribes.
- (i) To annually develop a comprehensive set of goals and objectives designed to clearly establish the priorities of the department of corrections. This report shall be submitted to the governor and the state legislature commencing January 1, 1976. The commissioner shall have the power to establish ad hoc advisory committees.

*[For text of subs 4 and 5, see M.S.1974]*

**Subd. 5a. Acceptance of gifts, grants and subsidies; purposes.** For the purposes of subdivision 5 and to discharge the functions of the department through the establishment of additional facilities and services to persons committed to his care the commissioner may, subject to the provisions of section 15.43, accept and expend on behalf of the state, gifts, grants and subsidies from any lawful source; all moneys and securities so received shall be deposited in the state treasury subject to the order of the commissioner. From the fund to which such receipts are credited there is hereby appropriated annually to the commissioner of corrections such gifts, grants and subsidies as are received under the provisions of this subdivision.

*[For text of subd 6, see M.S.1974]*

**Subd. 7. Use of facilities of institution by outside agencies.** The commissioner of corrections may authorize and permit public or private social service, educational or rehabilitation agencies or organizations and their clients to use the facilities, staff and other resources of institutions under his control and may require the participating agencies or organizations to pay all or part of the costs thereof. All sums of money received pursuant to the agreements herein authorized shall not cancel until the end of the fiscal year immediately following the fiscal year in which the funds were received. The funds are available for use by the commissioner during that period, and are hereby appropriated annually to the commissioner of corrections for the purposes of this subdivision.

*[1975 c 304 s 1,2; 1975 c 434 s 26]*

### 241.023 Expenses, health advisory committee.

The commissioner of corrections may use any funds available to him to provide for the payment of expenses of the members of the health advisory

# MINNESOTA STATUTES 1975 SUPPLEMENT

## MINNESOTA CORRECTIONS AUTHORITY; ADULTS 243.09

committee incurred in attendance of meetings under the provisions of section 43.329. The committee is limited to 25 reimbursable meetings per year.

[1975 c 204 s 96]

### 241.045 Minnesota corrections authority.

**Subdivision 1. Creation.** There is hereby created the Minnesota corrections authority consisting of five full time members; four of whom shall be appointed by the governor, with the advice and consent of the senate. No more than two members appointed by the governor shall belong to the same political party. Appointments to a vacancy shall be made in the same manner as other appointments, and shall be for the unexpired term. The chairman of the authority shall be an officer of the department of corrections in the unclassified service of the state appointed by the commissioner of corrections to serve at his pleasure.

[For text of subds 2 to 6, see M.S.1974]

**Subd. 7. Transfer of powers and duties.** (a) All the powers and duties now vested in and imposed upon the youth conservation commission and the adult corrections commission as now constituted, including but not limited to those relating to the disposition of persons committed to the youth conservation commission by the district courts of this state, the granting or revoking of probation or parole, issuing final discharge, and the power to grant or revoke parole and issue final discharge to persons convicted of crime and committed to the adult corrections commission as now constituted are hereby vested in and imposed upon the corrections authority, and the youth conservation commission and the adult corrections commission are hereby abolished. The authority may not delegate the making of such decisions to another body or person.

(b) Whenever because of illness or vacation of a regular member there is a lack of a quorum, the chairman may appoint, with the approval of the commissioner of corrections, an employee of the department of corrections to sit as a voting member of the authority at a regularly scheduled hearing and to perform administrative duties as assigned by the chairman. The appointments shall be for no more than 30 days and are subject to the approval of the majority of the authority members.

[1975 c 61 s 4; 1975 c 304 s 3]

[For text of subd 8, see M.S.1974]

## CHAPTER 243. MINNESOTA CORRECTIONS AUTHORITY; ADULTS

Sec. 243.09	Supervision by commissioner of corrections; agents.	Sec. 243.88	Private industry on grounds of correctional institutions.
----------------	---	----------------	---

### 243.09 Supervision by commissioner of corrections; agents.

Subdivision 1. The commissioner of corrections, as far as possible, shall exercise supervision over persons released on parole or probation pursuant to sections 242.19 or 243.05.

[For text of subd 2, see M.S.1974]

Subd. 3. For the purposes of subdivisions 1 and 2, and sections 609.115 and 609.135, subdivision 1, the commissioner shall appoint state agents who shall be in the classified service of the state civil service. He may also appoint suitable persons in any part of the state or enter into agreements with individuals and public or private agencies, for the same purposes, and pay the costs incurred under the agreements. Every agent or person shall perform the duties