

MINNESOTA STATUTES 1975 SUPPLEMENT

JUVENILES 260.155

(e) The commissioner or agency having authority to place a child for adoption pursuant to section 259.25, subdivision 1, shall have the exclusive right to consent to the adoption of such child.

[1975 c 208 s 33]

[For text of subs 2 to 7, see M.S.1974]

259.30 [Repealed, 1975 c 216 s 1]

CHAPTER 260. JUVENILES

Sec. 260.151	Investigation; physical and mental examination.	Sec. 260.155	Hearing.
		260.251	Costs of care.
		260.311	Probation officers.

260.151 Investigation; physical and mental examination.

Subdivision 1. Upon request of the court the county welfare board or probation officer shall investigate the personal and family history and environment of any minor coming within the jurisdiction of the court under section 260.111 and shall report its findings to the court. The court may order any minor coming within its jurisdiction to be examined by a duly qualified physician, psychiatrist, or psychologist appointed by the court. With the consent of the commissioner of corrections and agreement of the county to pay the costs thereof, the court may, by order, place a minor coming within its jurisdiction in an institution maintained by the commissioner for the detention, diagnosis, custody and treatment of persons adjudicated to be delinquent, in order that the condition of the minor be given due consideration in the disposition of the case. Adoption investigations shall be conducted in accordance with the laws relating to adoptions. Any funds received under the provisions of this subdivision or under the provisions of section 260.175, clause (d) 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 of corrections during that period, and are hereby appropriated annually to the commissioner of corrections as reimbursement of the costs of providing these services to the juvenile courts.

[1975 c 434 s 27]

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

260.155 Hearing.

[For text of subs 1 to 3, see M.S.1974]

Subd. 4. Guardian ad litem. (a) The court shall appoint a guardian ad litem to protect the interests of the minor when it appears, at any stage of the proceedings, that the minor is without a parent or guardian, or that his parent is a minor or incompetent, or that his parent or guardian is indifferent or hostile to the minor's interests, and in every proceeding alleging neglect or dependency. In any other case the court may appoint a guardian ad litem to protect the interests of the minor when the court feels that such an appointment is desirable. The court shall appoint the guardian ad litem on its own motion or in the manner provided for the appointment of a guardian ad litem in the district court.

(b) The court may waive the appointment of a guardian ad litem pursuant to clause (a), whenever counsel has been appointed pursuant to subdivision 2 or is retained otherwise, and the court is satisfied that the interests of the minor are protected.

(c) In appointing a guardian ad litem pursuant to clause (a), if the court

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finds that it is not in the best interests of the child, the court shall not appoint the party, or any agent or employee thereof, filing a petition pursuant to section 260.131.

[1975 c 210 s 1]

[For text of subds 5 and 6, see M.S.1974]

260.251 Costs of care.

[For text of subd 1, see M.S.1974]

Subd. 1a. Cost of group foster care. Whenever a child is placed in a group foster care facility as provided in section 260.185, subdivision 1, clause (b) or clause (c), item (5), the cost of providing the care shall, upon certification by the juvenile court, be paid from the welfare fund of the county in which the proceedings were held. To reimburse the counties for the costs of providing group foster care for delinquent children and to promote the establishment of suitable group foster homes, the state shall quarterly, from funds appropriated for that purpose, reimburse counties 50 percent of the costs not paid by federal and other available state aids and grants.

The commissioner of corrections shall establish procedures for reimbursement and certify to the commissioner of finance each county entitled to receive state aid under the provisions of this subdivision. Upon receipt of a certificate the commissioner of finance shall issue a state warrant to the county treasurer for the amount due, together with a copy of the certificate prepared by the commissioner of corrections.

[For text of subds 2 to 4, see M.S.1974]

Subd. 5. Guardian ad litem fees. In proceedings in which the court appoints a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), the court may inquire into the ability of the parents to pay for the guardian ad litem's services and, after giving the parents a reasonable opportunity to be heard, may order the parents to pay guardian fees.

[1975 c 131 s 1; 1975 c 210 s 2]

260.311 Probation officers.

[For text of subd 1, see M.S.1974]

Subd. 2. Sufficiency of services. Probation services shall be sufficient in amount to meet the needs of the county court in each county. Probation officers serving county courts in all counties of not more than 200,000 population shall also, pursuant to subdivision 3, provide probation and parole services to wards of the Minnesota corrections authority 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 commissioner of corrections shall, after consultation with the chief judge of the county court and the county commissioners and in the light of experience, establish probation districts to be served by one officer.

All probation officers appointed for any county court or community corrections agency shall be selected from a list of eligible candidates who have qualified according to the same or equivalent examining procedures as used by the commissioner of personnel to certify eligibles to the commissioner of cor-

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reactions in appointing parole agents, and the department of personnel shall furnish the names of such candidates on request. This subdivision shall not apply to a political subdivision having a civil service or merit system unless the subdivision elects to be covered by this subdivision.

[For text of subs 3 to 6, see M.S.1974]

Subd. 7. This section shall not apply to Ramsey county.

[1975 c 258 s 5; 1975 c 381 s 21]

CHAPTER 261. GENERAL PROVISIONS

Sec.		Sec.	
261.21	Hospitalization for indigent persons.	261.232	Duties of the commissioner of public welfare. [New]
261.22	Application filed.	261.233	Appropriation. [New]
261.23	Costs of hospitalization.		

261.21 Hospitalization for indigent persons.

Subdivision 1. The county board of any county in this state is hereby authorized to provide for the hospitalization in hospitals within the county or elsewhere of indigent residents of such county who are afflicted with a malady, injury, deformity, or ailment of a nature which can probably be remedied by hospitalization and who are unable financially to secure and pay for such hospitalization or, in the case of an unemancipated minor, whose parent, guardian, trustee, or other person having lawful custody of his person, as the case may be, is unable to secure or provide such hospitalization.

Subd. 2. The county board may select the hospital at which the indigent person shall receive care.

[1975 c 437 art 2 s 9]

261.22 Application filed.

[For text of subd 1, see M.S.1974]

Subd. 2. **Duties of county board.** If upon filing of such report and a full investigation of the application the county board shall be satisfied that the case is one which could be remedied by hospital treatment and that such afflicted person is financially unable to secure or provide the same for himself and that the persons legally charged with the support and maintenance of such person, if any there be, are financially unable to provide such hospitalization, the county board may grant or approve said application. If the county board is not so satisfied, it may take additional testimony or make such further investigation as it shall deem proper and it shall reject any application if it finds that the facts do not merit the expenditure of public money for the relief of such afflicted person. Upon the approving and granting such application and the relief therein prayed for, the chairman of such county board shall arrange for the hospitalization of such afflicted person, in a hospital selected by the county. If the county board shall find that the applicant or the person legally responsible for his support and maintenance is not able to pay in full but is able to pay in part for such hospitalization at such hospital, the county board may approve such application of such afflicted person on such terms of division of hospital charges and costs as it may deem equitable and just. The county board shall provide for taking such afflicted person to the hospital. When a physician certifies that an emergency exists in any case and that he believes that the person suffering is unable to pay for hospitalization such person shall be admitted to any such hospital upon the order of the chairman of the county board or upon the order of the county commissioner of the district in which such alleged indigent person resides;