

CHAPTER 376

HOSPITALS, SANATORIUMS, NURSING HOMES

HOSPITALS		NURSING HOMES	
376.009	County hospital.	376.55	County nursing home.
376.01	Acquisition of land.	376.56	Tax levy.
376.02	Buildings.	376.57	Determination to establish.
376.03	Question submitted to voters.	376.573	Limitation as to Hennepin county.
376.04	Election, separate ballot.	376.58	Supervision.
376.05	Hospital authorized, erection of buildings.	376.59	County building funds.
376.06	Superintendent, hospital board; duties.	376.60	Board or executive committee; powers, duties.
376.07	Addition to county hospital.	376.61	Persons admissible.
376.08	Counties, appropriations for hospitals and nursing homes.	376.62	Rates.
376.09	Aid to hospitals in counties having no county hospital.	376.63	Placing in another county.
		376.64	Paying patients.
		376.65	Report.
		376.66	Records.

HOSPITALS

376.009 COUNTY HOSPITAL.

For the purposes of sections 376.01 to 376.06, "county hospital" means any hospital owned or operated by a county and this hospital may consist of any number of buildings at one location or any number of buildings at different locations within the county.

History: 1955 c 808 s 1

376.01 ACQUISITION OF LAND.

The county board of any county may acquire lands in the county for hospital purposes for patients, other than insane.

History: 1913 c 392 s 1; 1955 c 808 s 2 (677)

376.02 BUILDINGS.

The county board of any county may purchase, erect, or construct suitable buildings for hospital purposes for patients, other than insane, on any land acquired pursuant to section 376.01, and may improve, equip, and maintain these buildings for such hospital purposes. The county board may pay for these buildings out of any moneys in the county treasury not otherwise appropriated or issue therefor the warrants or bonds of the county in payment therefor. The county board may fix the time and terms of payment of these warrants or bonds and the amount of interest to be paid.

History: 1913 c 392 s 2; 1955 c 808 s 3 (678)

376.03 QUESTION SUBMITTED TO VOTERS.

If a majority of the electors of any county voting upon the proposition at any election at which the question of purchasing, erecting, and constructing hospital buildings, as provided in section 376.02 is submitted, vote in favor of the proposition, the county board shall thereupon proceed to purchase, erect, and construct these buildings and make the improvements necessary to fit the buildings for hospital purposes.

History: 1913 c 392 s 3; 1955 c 808 s 4 (679)

376.04 ELECTION, SEPARATE BALLOT.

The question of purchasing, erecting and constructing hospital buildings shall be submitted to the qualified voters of any county at a general election and placed upon a separate ballot. This election shall be called by a resolution of the county board which states the time of the election, that a county hospital is pro-

posed to be established, the proposed location thereof, the same to cost, including equipment, not to exceed the sum set forth in the resolution. Upon passage of the resolutions the county auditor forthwith notifies each town or city clerk in the county that the question of erecting hospital buildings will be voted upon at the time stated in the resolution, the election to be controlled by the existing election laws.

The ballot shall be in the following form:

“For the purchase, erection and construction of hospital buildings, including equipment, to be located at (state location), at a cost not to exceed (state amount), pursuant to the resolution of the board of county commissioners passed (state date).

Yes

No

Electors desiring to vote in favor thereof shall make their cross-mark, thus (X), opposite the word “yes,” and electors desiring to vote against the proposition shall make their cross-mark, thus (X), opposite the word “no”. These votes shall be cast in the same manner as votes cast at the general election and counted by the same officers, and returns made to the county auditor, and canvassed in like manner as the returns on county officers.

History: 1913 c 392 s 4; 1955 c 808 s 5; 1973 c 123 art 5 s 7 (680)

376.05 HOSPITAL AUTHORIZED, ERECTION OF BUILDINGS.

If a majority of the electors voting upon the proposition vote in favor of purchasing, erecting, and constructing such hospital buildings, the county board shall forthwith proceed to purchase, erect, and construct such buildings as are deemed proper, suitable, and convenient and equip the same to effectuate the purpose.

History: 1913 c 392 s 5; 1955 c 808 s 6 (681)

376.06 SUPERINTENDENT, HOSPITAL BOARD; DUTIES.

Subdivision 1. The county board of any county having so purchased, erected and constructed buildings for hospital purposes may operate these buildings as such hospital, appoint a superintendent therefor for a term to be fixed by it, fix his salary, and at pleasure remove him, prescribe his powers and duties, provide for the management and operation of the hospital, and shall operate, control, and manage the hospital. If the board determines that it is in the interest of the public so to do, it may appoint a hospital board of not less than three, nor more than nine members, who shall be resident freeholders of the county, and who shall serve without compensation unless the county board authorizes the payment of compensation and reimbursement of expenses for service on the hospital board, which compensation and reimbursement if so authorized notwithstanding the provisions of section 375.44, shall be the same as authorized for service on the county welfare board. Subject to its supervision, the county board may commit the care, management, and operation of the hospital to such hospital board and may provide for the organization of such hospital board, its duties and the duties of the members thereof, and such further regulation in reference thereto and to the management, operation, and control of the hospital as are proper, necessary, or desirable. The county board may lease and let unto a responsible hospital association such hospital grounds and buildings upon such terms as it deems advisable. Sections 376.01 to 376.06 do not permit any county board to purchase, erect and construct any such hospital buildings or to pay therefor without first submitting the question to the vote of the people. No such purchase, erection or construction of buildings or payment therefor may be made unless a majority of the electors voting upon the proposition vote in favor thereof.

Subd. 2. A county commissioner may be appointed by the board of which he is a member to any hospital board as provided in Minnesota Statutes 1961, Sections 376.009 to 376.09, except that this subdivision shall not apply to any hospital board operating a county hospital as defined in Minnesota Statutes 1961, Section 376.009 located in a city of the first class.

History: 1913 c 392 s 6; 1951 c 326 s 1; 1955 c 808 s 7; 1959 c 291 s 1; 1963 c 308 s 1; 1971 c 24 s 48 (682)

376.07 ADDITION TO COUNTY HOSPITAL.

When, pursuant to the provisions of sections 376.01 to 376.06, the county board of any county has been heretofore, or shall have been hereafter, authorized by the voters to construct an addition to the county hospital of such county, whether or not also authorized to equip such addition, and the board shall have ascertained and determined that such addition, whether with or without equipment, cannot be completed within the cost authorized, or shall have determined that, to complete the improvement, certain alterations should be made, or fixtures or equipment added, either in the original building, or in the addition, or both, the board may be authorized to expend a specified additional amount for each, any, or all of the purposes herein mentioned, either by vote of the people of the county at a general or special election, at which the proposition so to do shall be submitted and disposed of substantially in the manner provided by sections 376.01 to 376.06; or, in lieu of a vote at such an election, by petition of a number of voters of the county equal to a majority of the votes cast therein at the last preceding general election. Such petition may be in the form of one document or of several documents of substantially like tenor and effect, and shall be filed with the county auditor. Any special election thereunder may be called in any manner by law provided for the calling of special county elections. Upon authority being granted by the voters, in either manner herein provided, the board may thereupon proceed accordingly and, if it shall have theretofore made or attempted to make a contract or contracts in excess of the authority first granted, may ratify and carry out such contracts, or any thereof.

History: 1927 c 106 s 1 (682-1)

376.08 COUNTIES, APPROPRIATIONS FOR HOSPITALS AND NURSING HOMES.

The board of county commissioners in any county in this state having 50,000 inhabitants, or less, is hereby authorized to appropriate from the general revenue fund of such county a sum not exceeding \$65,000 in any one year to aid in the acquisition of lands for hospital purposes, the erection, construction, improvement, alterations, equipment and maintenance of hospitals within such county and may appropriate from the general revenue fund of such county a sum not exceeding \$25,000 for the acquisition of land and construction of municipally owned nursing homes within such county.

History: 1909 c 210 s 1,2; 1915 c 326 s 1,2; 1949 c 419 s 1; 1955 c 275 s 1; 1957 c 453 s 1; 1965 c 72 s 1; 1967 c 372 s 1 (684, 685)

376.09 AID TO HOSPITALS IN COUNTIES HAVING NO COUNTY HOSPITAL.

In any county in this state in which there is no county hospital the county board is hereby authorized and empowered to appropriate and pay from the general fund of the county, as aid in the erection, construction, and maintenance in such county of a hospital for the treatment of sick, diseased, and injured persons, a sum not exceeding \$5,000, and preference shall always be given in the admission to such hospital of such patients as are, in whole or in part, public charges, and are sent thereto by the county board.

History: 1913 c 123 s 1 (683)

- 376.10** [Repealed, 1949 c 283 s 1]
- 376.101** [Repealed, 1965 c 45 s 72]
- 376.102** [Repealed, 1965 c 45 s 72]
- 376.103** [Repealed, 1965 c 45 s 72]
- 376.104** [Repealed, 1965 c 45 s 72]
- 376.105** [Repealed, 1965 c 45 s 72]
- 376.106** [Repealed, 1965 c 45 s 72]
- 376.107** [Repealed, 1965 c 45 s 72]
- 376.108** [Repealed, 1965 c 45 s 72]
- 376.109** [Repealed, 1965 c 45 s 72]
- 376.11** [Repealed, 1949 c 283 s 1]
- 376.111** [Repealed, 1965 c 45 s 72]

NOTE: Laws 1965, Chapter 45, Section 72 reads as follows:

"Minnesota Statutes 1961, Sections 376.101 to 376.111 are repealed, except that the provisions thereof relating to the issuance of bonds and regulating the making and allocating of levies for the payment of such bonds and interest thereon shall remain in force."

- 376.12** [Repealed, 1949 c 283 s 1]
- 376.13** [Repealed, 1949 c 283 s 1]
- 376.14** [Repealed, 1949 c 283 s 1]
- 376.15** [Repealed, 1949 c 283 s 1]
- 376.16** [Repealed, 1949 c 283 s 1]
- 376.17** [Repealed, 1949 c 283 s 1]
- 376.18** [Repealed, 1980 c 357 s 22]
- 376.19** [Repealed, 1980 c 357 s 22]
- 376.20** [Repealed, 1980 c 357 s 22]
- 376.21** [Repealed, 1980 c 357 s 22]
- 376.22** [Repealed, 1980 c 357 s 22]
- 376.23** [Repealed, 1957 c 79 s 2]
- 376.231** [Repealed, 1980 c 357 s 22]
- 376.24** [Repealed, 1980 c 357 s 22]
- 376.25** [Repealed, 1980 c 357 s 22]
- 376.26** [Repealed, 1980 c 357 s 22]
- 376.27** [Renumbered 376.523]
- 376.28** [Repealed, 1980 c 357 s 22]
- 376.29** [Repealed, 1980 c 357 s 22]
- 376.30** [Repealed, 1980 c 357 s 22]
- 376.31** [Repealed, 1980 c 357 s 22]

NOTE: This section was also amended by Laws 1980, Chapter 487, Section 14 to read as follows:

"376.31 **Appropriations, bonds, state's contribution, levies.** A county or group of counties wishing to establish a sanatorium, as indicated in section 376.28, shall, through the board or boards of county commissioners, appropriate one-half of the necessary funds in apportioned amounts, as hereafter provided, for the establishment, construction, and equipment of the same and may issue bonds therefor in the manner provided by law for the issuance of bonds for other purposes. The state treasurer shall pay, out of the funds hereafter provided under sections 376.28 to 376.42, one-half the cost of the erection and equipment of each such sanatorium, including cost of site, which payment shall be made in the manner provided by law for the payment of expense incurred by the commissioner of administration in the erection and equipment of public buildings; provided, that the amount contributed by the state towards the cost of the erection and equipment of each such sanatorium, including cost of site, shall not exceed \$50,000. When any such sanatorium has been erected and equipped the county sanatorium commission shall have full charge and control of the maintenance of the same, but may confer with the commissioner of administration with reference thereto or respecting the purchase of supplies therefor whenever it desires so to do, and the commissioner of administration shall aid in the securing of favorable contracts for the purchase of supplies when so called upon. The county sanatorium commission shall determine, by resolution, each year, prior to July first, the amount of money necessary for the maintenance of such sanatorium during the following year and a certified copy of the resolution shall be forthwith forwarded to the board or boards of county commissioners, and such board or boards may, in their discretion, at the regular meeting in July, include the properly approved and apportioned amount in the annual levy of county taxes. In no case shall the amount of such levy in any one year exceed one-third of one mill on the dollar of assessed valuation. For the

maintenance of each free patient treated in the sanatorium 50 percent of the actual cost of care of each free patient, except that the amount of state aid shall not exceed \$7.50 per week before July 1, 1956, and \$2.50 per patient day beginning July 1, 1956, shall be paid to the county or group of counties by the state treasurer out of funds appropriated under sections 376.28 to 376.42, which payments shall be made monthly upon warrants of the commissioner of finance, drawn upon the state treasurer; provided, that the commissioner of public welfare certifies that the institution has been properly conducted; provided, further, in a county having an assessed valuation of real and personal property of less than \$7,000,000 and the required total mill levy for all costs, including administrative costs, for all forms of public assistance exceeds by 50 percent or more the average required mill levy for these costs in all counties of the state, and the levy is insufficient to pay the county's share of these costs, the state pays 75 percent of the actual cost of care of each free patient. In case two or more counties unite in a decision to establish a sanatorium, the county sanatorium commission shall apportion, by resolution, one-half the estimated total cost of site, erection, and equipment and the estimated total cost of maintenance for the ensuing year between or among the counties, and designate the amount to be raised by each county, which apportionment shall be based approximately upon the respective population of the counties, as determined by the last previous federal census, except that when the county boards of such counties shall agree upon a different apportionment of such cost of maintenance such agreed apportionment shall govern. When so apportioned the commission shall forward to the board of county commissioners of each county a certified copy of such resolution, and each county board shall then proceed to pay, if it has funds available for that purpose, or to make a tax levy for the amount apportioned to its county. All moneys collected or received for such sanatorium purposes, except cost of site, erection, and equipment, shall be deposited in the treasury of the county or counties to the credit of the tuberculosis sanatorium funds, and shall not be used for any other purpose and shall be paid out in a manner provided by law for other county expenses by the proper officers of the county or counties upon the properly authenticated vouchers of the county sanatorium commission, signed by the president and the secretary thereof, and all moneys collected or received to be used toward the payment of the cost of site, erection, and equipment of such sanatorium shall be sent by each county treasurer to the state treasurer to be placed to the credit of the sanatorium and shall be paid out in the manner as in this section provided for other payments toward cost of site, erection, and equipment of the sanatorium."

- 376.32 [Repealed, 1980 c 357 s 22]
 376.33 [Repealed, 1980 c 357 s 22]
 376.34 [Repealed, 1980 c 357 s 22]
 376.35 [Repealed, 1980 c 357 s 22]
 376.37 [Repealed, 1980 c 357 s 22]
 376.38 [Repealed, 1980 c 357 s 22]
 376.39 [Repealed, 1980 c 357 s 22]
 376.40 [Repealed, 1980 c 357 s 22]
 376.41 [Repealed, 1980 c 357 s 22]
 376.42 [Repealed, 1980 c 357 s 22]
 376.423 [Repealed, 1980 c 357 s 22]
 376.424 [Repealed, 1980 c 357 s 22]
 376.43 [Repealed, 1961 c 132 s 1]
 376.44 MS 1949 [Renumbered 376.44, subdivision 1]
 376.44 MS 1978 [Repealed, 1980 c 357 s 22]
 376.45 [Renumbered 376.44, subd 2]
 376.46 [Renumbered 376.44, subd 3]
 376.47 [Renumbered 376.44, subd 4]
 376.48 [Renumbered 376.44, subd 5]
 376.49 [Repealed, 1980 c 357 s 22]
 376.50 [Repealed, 1980 c 357 s 22]
 376.51 [Repealed, 1974 c 435 art 6 s 1]
 376.52 [Repealed, 1980 c 357 s 22]
 376.523 [Repealed, 1980 c 357 s 22]
 376.53 [Renumbered 375.197]
 376.54 [Repealed, 1980 c 357 s 22]

NURSING HOMES

376.55 COUNTY NURSING HOME.

Subdivision 1. **Authority.** (a) Any county, or any group of counties acting jointly are hereby authorized to establish a county nursing home, in sections 376.55 to 376.66 also termed "nursing home", for the care and treatment of chronically ill or convalescent persons with the consent of a majority of the county board;

(b) In addition to its usual meaning, the phrase "chronically ill or convalescent persons" as used in sections 376.55 to 376.66 includes persons who need nursing home care because old age or infirmity renders them unable to properly care for themselves;

(c) Nursing homes established under sections 376.55 to 376.66 shall be devoted primarily to the care and treatment of persons requiring welfare services.

Subd. 2. Establishment. The county board of any county, or any group of counties acting jointly, may establish a nursing home as provided in sections 376.55 to 376.66, by converting suitable existing county owned buildings, or by leasing suitable premises for a term of not to exceed 15 years with suitable provision in the instrument of leasing for additional terms of not to exceed 15 years, exercisable at the election and option of the lessee or lessees, or by acquiring by gift, purchase, or condemnation proceedings instituted in the name of the county, or counties, a suitable site, and erecting suitable buildings thereon, and to equip, maintain, enlarge or add thereto the same as a nursing home for chronically ill and convalescent persons.

Subd. 3. Financing. The county board of any county in this state may transfer surplus funds from any fund except the road and bridge, sinking or drainage ditch funds for the purpose of establishing, maintaining, enlarging, or adding to a county nursing home. When surplus funds are not available for transfer, a county board may issue bonds to defray the cost of establishing, equipping, furnishing, enlarging, or adding to a county nursing home, subject to the provisions of section 376.56.

Subd. 4. Purchase of interest in existing home. Any county, not maintaining a nursing home, either alone or in connection with another or other counties, may purchase an interest in an existing county nursing home if the county board or boards owning such nursing home decide by majority vote of each county board to admit such county. The sum to be paid for admission to ownership shall be fixed by the county board or boards owning such home with due regard for their investment in such home. Any county admitted under this provision shall have all the rights and privileges provided for in sections 376.55 to 376.66.

Subd. 5. County defined. Whenever in sections 376.55 to 376.66 the word "county" is used, it refers to a county acting singly, or as one of a group of counties acting jointly, unless the context clearly indicates otherwise.

Subd. 6. Withdrawal of interest. Any county board may withdraw its interest in any county nursing home if the county board or boards owning such nursing home decide by majority vote of each county board to allow such withdrawal. The sum to be paid to the county withdrawing shall be fixed by the county board or boards owning such home with due regard for their investment in such home.

History: 1951 c 610 s 1; 1953 c 248 s 1; 1955 c 610 s 1; 1957 c 865 s 1,2; 1959 c 16 s 1,2; 1959 c 146 s 1

376.56 TAX LEVY.

The county board of any county establishing a nursing home, under the authority granted in section 376.55, shall annually levy a tax in such amount as is necessary to defray its proportion of the net costs of maintenance and operation of such nursing home after taking into consideration payments for care of patients, and in addition thereto a tax to repay the cost of acquiring such nursing home, and for the retirement of bonds issued for establishing, equipping, furnishing, enlarging or adding to a county nursing home. The proceeds of taxes for costs of maintenance and operation shall be paid by the county by which they are collected into a county nursing home fund, which, in the case of coun-

ties operating jointly, shall be kept in the treasury of the county in which the nursing home is located and shall be expended therefrom as provided in sections 376.55 to 376.66. Any bonds issued under the authority of sections 376.55 to 376.66 shall be known as county nursing home bonds and shall be general obligations of the county and shall be issued and sold, and tax levies for the payment thereof made in accordance with the provisions of sections 475.53 to 475.72 and acts amendatory thereof and supplementary thereto. The proceeds from the sale of those bonds and funds transferred pursuant to the provisions of section 376.55, subdivision 3 shall be credited to the county nursing home building fund by the county auditor and deposited to the credit of such fund by the county treasurer. The county treasurer of the county in which the nursing home is located shall make payments out of the county nursing home fund on properly authenticated vouchers of the county nursing home board, as in sections 376.55 to 376.66 provided.

History: 1951 c 610 s 2; 1959 c 146 s 2

376.57 DETERMINATION TO ESTABLISH.

In establishing a jointly owned and operated county nursing home, each of the cooperating counties shall determine by a majority vote of the county board of that county that it is in favor of the establishment of such home, the place of its location, the approximate amount to be expended for the establishment of the proposed nursing home under the authority provided in section 376.55 and authorize the payment by that county of its proportionate share of that cost of establishment. The proportion of costs of that establishment, and of costs of maintenance and operation of the nursing home to be paid by each county shall be on the basis of the proportion that the assessed valuation in that county bears to the total assessed valuation in all of the cooperating counties.

History: 1951 c 610 s 3; 1957 c 865 s 3

376.573 LIMITATION AS TO HENNEPIN COUNTY.

Provided that the provisions of this chapter shall not authorize a county with a population of 500,000 or more persons, acting alone or jointly with other counties, to establish, convert existing county-owned buildings, lease or construct a nursing home for the care of chronically ill and convalescent persons except by unanimous consent of the county board, and in addition thereto, in the case of new construction for such purposes, a referendum vote of the voters in such county, a majority of the people voting on such question, approving thereof.

History: 1957 c 865 s 4

376.58 SUPERVISION.

Subdivision 1. **Designation of county welfare board.** The county board of any county establishing a county nursing home as herein authorized singly shall designate the county welfare board of the county to supervise that nursing home as an integral part of county welfare services, and that county welfare board shall constitute the county nursing home board for that county.

Subd. 2. **Nursing home board; creation; compensation.** Whenever two or more counties, through their boards of county commissioners, have agreed to maintain a county nursing home under the authority provided in section 376.55 herein, the county commissioners of each county shall designate the county welfare boards of the cooperating counties as the county nursing home board. Immediately after their designation as the county nursing home board, the welfare boards of the cooperating counties shall hold a joint meeting and elect a chairman, vice chairman and secretary who shall be the executive committee;

provided, however, that each county shall have not less than one representative on the executive committee, provided also that where more than three counties participate in establishing a nursing home, the executive committee shall be expanded by one member for each additional county above three to the end that no county will have less than one member on the executive committee. The joint meeting of the county welfare boards that have been designated as the county nursing home board shall, in the first instance, be called by the chairman of the county welfare board of the county wherein the county commissioners have agreed to locate the proposed home, and thereafter they shall meet annually, and at such other times as are deemed necessary. Members of the county nursing home board, and its executive committee, other than members of board of county commissioners, for each day spent in transacting the business of the board or the committee shall be compensated and each member, including members of board of county commissioners, may be reimbursed for necessary expenses incurred by them in connection with their official duties; such compensation and reimbursement for expenses shall be paid from the county nursing home fund and shall be the same as for service as a member of a county welfare board. This compensation shall be in addition to any compensation received as a member of such welfare board. Nothing in this subdivision shall be construed to prohibit the payment of a per diem to county commissioners pursuant to section 375.055, subdivision 1.

Subd. 3. Nursing home board; powers, duties. The county nursing home board herein authorized shall have the power to establish, operate and maintain a county nursing home within the limits prescribed in sections 376.55 to 376.66. The county nursing home board may delegate to the executive committee herein defined the authority to supervise the establishment, management and operation of the county nursing home including the approval of expenditures and such other business as is necessary for the efficient operation of the home within such general policies as have been established by the county nursing home board.

Subd. 4. Expenditures, approval. The county nursing home board, or its executive committee, if so designated as provided in subdivision 2 shall approve by a majority vote all expenditure vouchers, and the chairman of the board or committee approving them shall thereafter transmit them to the county auditor of the county in which the home is located for payment through the county welfare board office of that county in the same manner as other county welfare expenditures, accompanied by his certification that they have been approved by a majority of the board or the executive committee of the board as the case may be. The county welfare board of the county in which the home is located shall perform all clerical and accounting functions other than the maintaining of medical records.

Subd. 5. Estimates of cost. The provisions of Minnesota Statutes 1949, Section 393.08, as to the preparation of estimates of cost for the county welfare board are hereby made applicable to costs of operation of the county nursing home under sections 376.55 to 376.66.

Subd. 6. Acceptance of gifts. The county nursing home board is empowered to accept as a trust any gift, donation, or endowment from any source, whether subject to special provisions of the donor or not, and such gifts, donations, or endowments shall be placed to the credit of the county nursing home fund in the treasury of the county in which the home is located and, disbursed, as to principal or income as the donors may have indicated, by the county nursing home board.

Subd. 7. Patient funds; unclaimed money. The superintendent of a county nursing home shall have the care and custody of all moneys belonging to patients thereof which may lawfully come into his hands and keep accurate accounting records of all transactions concerning such moneys, taking vouchers

for withdrawals therefrom. He shall give a bond in such amount as required by the county nursing home board, conditioned to safely keep and account for such funds. All moneys received from a patient or for the benefit of a patient by an officer or employee of the nursing home shall be delivered to the superintendent forthwith. Not more than \$500 shall be accepted by the superintendent for the benefit of any one patient. All money received by the superintendent shall be deposited in the county treasury for the purposes expressed in this subdivision. Every superintendent shall, at the close of each month, or oftener if required by the county nursing home board or its executive committee, forward to the executive committee a statement of the amount of all moneys so received and the names of the patients from whom received.

When there accumulates money belonging to patients of a county nursing home who have died therein, or disappeared therefrom, and for which money there is no claimant or person entitled thereto known to the superintendent, such money if unclaimed for at least five years shall be credited to the general fund of the nursing home. No money shall be so used until it shall have remained unclaimed for at least five years. If, at any time after the expiration of the five years, the legal heirs of the patient shall appear and make proper proof of such heirship, they shall be entitled to receive from the county nursing home board such sums of money belonging to the patient, that have been expended by the superintendent.

History: 1951 c 610 s 4; 1959 c 159 s 1; 1965 c 351 s 1; 1975 c 301 s 12

376.59 COUNTY BUILDING FUNDS.

When a county nursing home board is satisfied that each county in a cooperating group of counties has available its share of the cost of establishing the nursing home, it shall so certify to the county board of each cooperating county, which shall thereupon order the county treasurer of that county to pay over to the treasurer of the county in which the nursing home is to be located, the county nursing home building funds in the possession of such county treasurer. The county nursing home board shall then proceed to carry out the purposes of sections 376.55 to 376.66.

History: 1951 c 610 s 5

376.60 BOARD OR EXECUTIVE COMMITTEE; POWERS, DUTIES.

The county nursing home board or its executive committee as herein provided is hereby authorized:

(1) To appoint a superintendent of the county nursing home and all necessary employees for the management and control of such county nursing home, and to prescribe their compensation and duties;

(2) To arrange for physicians' services and other medical care for the chronically ill and convalescent patients in the home, and prescribe the compensation and duties of physicians so designated, provided that nothing herein shall preclude a patient from being attended by his family physician or physician of his choice serving the area in which the nursing home is located.

(3) To purchase equipment, supplies and services necessary in the care and maintenance of the nursing home and the patients therein;

(4) To perform all other acts necessary to carry out the provisions of sections 376.55 to 376.66, except those with which the county board or boards are specifically charged, including all the powers granted the county by section 376.55, subdivision 2, and specifically the authority to institute condemnation proceedings in the name of the county or counties involved, which shall be conducted in the manner provided by Minnesota Statutes 1949, Chapter 117, in the case of other condemnation proceedings by counties.

History: 1951 c 610 s 6

376.61 PERSONS ADMISSIBLE.

No person under the age of 18 years shall be kept in a county nursing home. No person shall be required to become an inmate of any county nursing home as a condition, wholly or in part, of any public assistance grant.

History: 1951 c 610 s 7; 1961 c 335 s 1; 1974 c 161 s 15

376.62 RATES.

When any county or group of counties shall have established a county nursing home under sections 376.55 to 376.66, the county nursing home board herein authorized shall fix the rate per day, week, or month which it will charge for care and maintenance therein, subject to approval of the director of social welfare. The county welfare boards may purchase care in such county nursing home for chronically ill and convalescent patients under their charge by paying the rates so established. The rates established under this section may vary according to the amount of care required by the patient, but all rates shall be uniform for all persons desiring to purchase similar care in such homes except that the rate for patients referred to in section 376.63 may include a charge for a reasonable rate of depreciation. The charge for care of each patient shall be paid to the county treasurer of the county in which the nursing home is located.

History: 1951 c 610 s 8

376.63 PLACING IN ANOTHER COUNTY.

Where a county has not established a county nursing home, or where the facilities of such home are insufficient to provide for the care of chronically ill and convalescent persons residing within the county, such persons may be received and maintained in the county nursing home of another county, subject to the payment of the rates established under section 376.62.

History: 1951 c 610 s 9

376.64 PAYING PATIENTS.

A county nursing home may receive any chronically ill or convalescent resident of a single or cooperating county who desires to purchase care and maintenance therein with his own funds or with assistance grants awarded to him by county welfare boards. County nursing homes may receive chronically ill or convalescent residents of other counties who desire to purchase care and maintenance therein in a similar manner, but any such county nursing home shall first accept all county welfare board patients from counties which established the home.

History: 1951 c 610 s 10

376.65 REPORT.

The superintendent of the county nursing home shall annually, and at such other times as required by the nursing home board or its executive committee, make full and complete reports regarding the cost of operation of the home and shall furnish such other information in relation to the home as may be required of him by the nursing home board, state commissioner of health, and the commissioner of public welfare.

History: 1951 c 610 s 11; 1953 c 593 s 2; 1977 c 305 s 45

376.66 RECORDS.

Each nursing home board shall keep or cause to be kept accurate records relating to the identification, residence, date of admission and discharge, and medical history of all patients in the county nursing home as required by the regulations of the commissioner of public welfare or the state commissioner of health and such further records as it shall deem necessary for the administration of such home. All nursing homes established under sections 376.55 to 376.66 shall comply with the standards required by the state commissioner of health, and the commissioner of public welfare for their operation.

History: 1951 c 610 s 12; 1953 c 593 s 2; 1977 c 305 s 45