

## CHAPTER 254

### COMMITMENT OF CERTAIN DRUG USERS

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#### **254.01 WILLMAR REGIONAL TREATMENT CENTER.**

There is hereby located and established at the city of Willmar, county of Kandiyohi, state of Minnesota, a state hospital.

**History:** (4535-1) 1917 c 44 s 1; 1965 c 45 s 33

**254.02** [Repealed, 1996 c 310 s 1]

#### **254.03 SUPERVISION.**

The state hospital at Willmar shall be under the control and management of the commissioner of human services and all laws and rules applicable to other state hospitals apply insofar as may be necessary to the state hospital at Willmar.

**History:** (4535-3) 1917 c 44 s 3; 1965 c 45 s 35; 1984 c 654 art 5 s 58; 1985 c 248 s 70

#### **254.04 TREATMENT OF CHEMICALLY DEPENDENT PERSONS.**

The commissioner of human services is hereby authorized to continue the treatment of chemically dependent persons at Ah-Gwah-Ching and Moose Lake area programs as well as at the regional treatment centers located at Anoka, Brainerd, Fergus Falls, St. Peter, and Willmar as specified in section 245.652.

**History:** (4535-4) 1917 c 44 s 4; 1959 c 420 s 1; 1984 c 654 art 5 s 58; 1987 c 384 art 1 s 49; 1Sp1993 c 1 art 7 s 39; 1997 c 203 art 7 s 15

#### **254.05 DESIGNATION OF STATE HOSPITALS.**

The state hospital located at Anoka shall hereafter be known and designated as the Anoka-Metro Regional Treatment Center; the state hospital located at Willmar shall hereafter be known and designated as the Willmar Regional Treatment Center; until June 30, 1995, the state hospital located at Moose Lake shall be known and designated as the Moose Lake Regional Treatment Center; after June 30, 1995, the newly established state facility at Moose Lake shall be known and designated as the Minnesota Sexual Psychopathic Personality Treatment Center; the state hospital located at Fergus Falls shall hereafter be known and designated as the Fergus Falls

Regional Treatment Center; and the state hospital located at St. Peter shall hereafter be known and designated as the St. Peter Regional Treatment Center. Each of the foregoing state hospitals shall also be known by the name of regional center at the discretion of the commissioner of human services. The terms "human services" or "treatment" may be included in the designation.

**History:** (4536) 1919 c 99 s 1; 1937 c 107 s 1; 1976 c 289 s 3; 1984 c 654 art 5 s 58; 1Sp1985 c 9 art 2 s 29; 1987 c 384 art 1 s 49; 1Sp1993 c 1 art 7 s 40; 1Sp1994 c 1 art 2 s 31

#### **254.06 SUPERINTENDENT.**

The commissioner of human services shall appoint a superintendent of the Willmar Regional Treatment Center who shall be a duly licensed physician.

**History:** (4537) 1907 c 288 s 1; 1951 c 713 s 26; 1984 c 654 art 5 s 58; 1987 c 384 art 1 s 49

#### **254.07 COMMISSIONER OF HUMAN SERVICES, POWERS.**

The commissioner of human services shall have the supervision and control of the Willmar Regional Treatment Center and may provide employment for patients committed thereto at such occupation as provided by the rules adopted by the commissioner of human services.

**History:** (4538) 1907 c 288 s 18; 1984 c 654 art 5 s 58; 1985 c 248 s 70; 1987 c 384 art 1 s 49

#### **254.08 [Repealed, 1947 c 622 s 14]**

#### **254.09 COMPULSORY TREATMENT FOR HABITUAL USERS OF NARCOTICS.**

When an affidavit duly verified by a person claiming to have knowledge of the facts and setting forth that, with resulting injury to health, any person named or described therein is a habitual user, otherwise than under the direction of a duly licensed and practicing physician, of opium, or cocoa leaves or any compound, manufacture, salt, derivative, or preparation thereof, shall be filed with the county attorney of any county in which such alleged habitual user is or may be found, such county attorney shall issue a notice requiring the person so named or described to appear before a judge of the district court of the county in chambers at a time and place specified in such notice, and cause a copy thereof to be served by the sheriff upon the person so named or described not less than two days before the dates specified for such appearance. The affidavit and the original notice with proof of service shall be filed with the court administrator at or before the time specified for such appearance, but the same and the other records and files of the proceeding shall be open for inspection only by the person named or described therein or the person's counsel, and by public officers.

**History:** (4540) 1923 c 235 s 1; 1986 c 444; 1Sp1986 c 3 art 1 s 82

**254.10 HEARINGS; ORDERS.**

At the time and place specified in the notice, the person named or described in such notice, or the person's counsel being present, the judge shall hear the evidence presented; and, upon being satisfied that the allegations contained in the affidavit are true, make and file an order requiring such habitual user forthwith to take and continue, until otherwise ordered by the court, treatment for the cure of the habit at a private institution to be selected by the user and approved by the judge, if the user is able to pay therefor, otherwise at some public institution selected by the judge and at the expense of the county. In either case the order shall further require reports to be made to the court at stated intervals therein specified by the person and by the physician or superintendent in charge as to the effect and progress of the treatment. A copy of the order forthwith shall be served upon the user.

**History:** (4541) 1923 c 235 s 2; 1986 c 444

**254.11 VIOLATIONS OF ORDERS TO BE CONTEMPT OF COURT.**

Any person named or described in a notice so issued by the county attorney and who has been duly served who shall fail, refuse, or neglect to appear at the time and place therein specified, and any person named or described in the order so made and served who shall fail, refuse, or neglect to comply with the terms and conditions of such order shall be deemed guilty of contempt of the court and proceeded against accordingly.

**History:** (4542) 1923 c 235 s 3; 1986 c 444