

any transfer thereof as provided in this act shall be transferred and credited to the state bond fund in the state treasury, and added to the proceeds of the taxes levied by section 18, subdivision 3 of this act. Amounts so transferred and credited to the state bond fund are hereby appropriated in accordance with the provisions of the Constitution, Article IX, Section 6, Subdivision 4, for the purpose of reducing the amount of tax otherwise required to be levied by section 18, subdivision 3 of this act.

Sec. 20. Subdivision 1. It is in the public interest to modify the plans for the library presently under construction at the Bemidji state college so as to provide an additional story to be paid for with moneys made available by an agency of the federal government and to make such incidental modifications of the plan as may be required as a result thereof. It is therefore in the public interest that the state officers in charge of the construction of said library be authorized to award contracts or to modify existing contracts in order to carry out the construction of said library in accordance with such modification of plans and without complying with the provisions of Minnesota Statutes 1961, Chapter 16, insofar as they relate to competitive bidding.

Subd. 2. The commissioner of administration may award a contract or contracts or modify any existing contract or contracts relating to the construction of a library at Bemidji state college to enable the modification thereof as set forth in subdivision 1 and upon such terms and conditions as may be agreed upon between the contracting parties. The provisions of Minnesota Statutes, Chapter 16, and any other law relating to competitive bidding shall not apply to any contract or contracts or any modification of a contract or contracts authorized under the provisions of this section.

Sec. 21. This act is in effect from and after its final enactment.

Approved May 26, 1965.

CHAPTER 883—H. F. No. 760

[Coded]

An act relating to the probate court; authorizing the destruction and reproduction of records; repealing Minnesota Statutes 1961, Section 525.094, and Laws 1961, Chapter 337.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. [525.091] **Probate courts; destruction and re-production of records.** Subdivision 1. The clerk of probate court of any county upon order of the probate judge may destroy all the original documents in any proceeding of record in his office 10 years after the file in such proceeding has been closed provided the original or a Minnesota State Archives Commission approved photographic, photostatic, microphotographic, microfilmed, or similarly reproduced copy of the original of the following enumerated documents in the proceeding are on file in his office.

Enumerated original documents:

(a) In estates, the jurisdictional petition and proof of publication of the notice of hearing thereof; will and certificate of probate; letters; inventory and appraisal; inheritance tax return or schedule of non-probate assets; inheritance tax return waiver or self assessed inheritance tax return; orders directing and confirming sale, mortgage, lease, or for conveyance of real estate; order setting apart statutory selection; receipts for federal estate taxes and state inheritance taxes; decrees of distribution; federal estate tax closing letter, consent to discharge by commissioner of taxation and order discharging representative; and any amendment of the listed documents.

When an estate is deemed closed as provided in clause (d) of this subdivision, the enumerated documents shall include all claims of creditors.

(b) In guardianships, the jurisdictional petition and order for hearing thereof with proof of service; letters; orders directing and confirming sale, mortgage, lease or for conveyance of real estate; order for restoration to capacity and order discharging guardian; and any amendment of the listed documents.

(c) In mental, inebriety, and indigent matters, the jurisdictional petition; report of examination; warrant of commitment; notice of discharge from institution, or notice of death and order for restoration to capacity; and any amendment of the listed documents.

(d) Except for the enumerated documents described in this subdivision, the clerk of probate court may destroy all other original documents in any proceeding without retaining any reproduction of the document. For the purpose of this subdivision, a proceeding in the probate court is deemed closed if no document has been filed in the proceeding for a period of 15 years, except in the cases of wills filed for safe-keeping and those containing wills of decedents not adjudicated upon.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

Subd. 2. The clerk of probate court of any county upon order of the probate judge may destroy the original record books as enumerated in this subdivision provided a Minnesota State Archives Commission approved photographic, photostatic, microphotographic, microfilmed, or similarly reproduced copy of the original record book is on file in his office.

Enumerated original record books:

(a) All record books kept for recording in compliance with Minnesota Statutes, Section 525.03, Clauses (3), (4), (5) and (7).

(b) All record books kept for entering claims in compliance with Minnesota Statutes, Section 525.03, Clause (6), after the expiration of 15 years from the date of the last proceeding entered therein. The destruction of any claim record book in accordance with this subdivision shall require an entry in the register kept under Minnesota Statutes, Section 525.03, Clause (2), to show the later disposition of any claim and shall have the same force and effect as though the disposition of the claim was entered in the original claim register.

(c) All record books kept for inheritance tax purposes in compliance with Minnesota Statutes, Section 291.29, Subdivisions 1 and 2, after the expiration of 15 years from the date of the last proceeding entered therein.

Subd. 3. A photographic, photostatic, microphotographic, microfilmed, or similarly reproduced record is of the same force and effect as the original and may be used as the original document or book of record in all proceedings.

Subd. 4. This section does not apply to the probate court of any county until the county board of the county adopts a resolution authorizing the destruction of probate records pursuant to the provisions of this section. When the county board has complied with this subdivision, Minnesota Statutes, Section 525.092 and any act amendatory thereof shall no longer apply to the probate court of that county.

Sec. 2. Minnesota Statutes 1961, Section 525.094, and Laws 1961, Chapter 337, are hereby repealed.

Approved May 27, 1965.

CHAPTER 884—H. F. No. 854

[Coded in Part]

An act relating to taxes on and measured by net income and

Changes or additions indicated by italics, deletions by ~~strikeout~~.