

and the same is hereby repealed.

Sec. 2. This Act shall take effect and be in force from and after December 31, 1929.

Approved February 4, 1929.

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CHAPTER 8—H. F. No. 154

*An act to appropriate money to defray the cost of the publication of the proposed amendments to the Constitution during the month of October, 1928.*

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

Section 1. **Appropriation for publication of constitutional amendments.**—The sum of \$17,300.00 is hereby appropriated out of any funds in the state treasury, not otherwise appropriated, for the payment of the publication of the proposed amendments to the Constitution in various newspapers of the state during the month of October, 1928.

Approved February 4, 1929.

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CHAPTER 9—H. F. No. 150

*An act to organize any county having less than seven organized school districts as a county school district and provide for the election and duties of the school board, and to repeal Chapter 82, General Laws 1927, and all other acts and parts of acts inconsistent with the provisions of this act.*

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

Section 1. **School districts may be consolidated.**—Any county having less than seven organized school districts may consolidate such districts into one county district which shall be designated as the County District of .....County, in the following manner.

The board of county commissioners of such county may by resolution, and shall upon petition to such board signed by not less than ten per cent of the qualified voters of the county according to the votes of the then last preceding general election, submit to the qualified electors of the county at the next general election to be held in such county not less than thirty days thereafter, the proposition of consolidating said districts into a county district. The ballots submitting the same shall read as follows:

For Consolidation .....

Against Consolidation .....

Such ballots shall be voted, canvassed and the result declared and returned in the same manner as ballots for elective county officers. If a majority of the votes cast on the proposition be for consolida-

tion, the county auditor shall make proper orders to give effect to such vote and shall transmit a copy thereof to the clerk of each district.

The school board of each district shall continue to maintain schools therein except that no such board shall have authority to make any contract relating to school business of the ensuing school year in the same manner as if no consolidation had been voted until July 1st next following, at which time all records, moneys, credits and funds of said districts, shall be delivered to the county treasurer to act as custodian of same until such time as the organization of the county district shall have been completed. The county treasurer shall give a receipt for such records and funds and shall cause the financial accounts and statements to be audited by competent authority.

**Sec. 2. School Board — Election — Terms.** — The school board of any such county district shall consist of five members, except as herein otherwise provided, to be elected at the same time and in the same manner as school board members in a ten or more townships district but for a term of five years. The board of county commissioners shall appoint the members of such board on or before March 1st following the general election at which time the question of consolidation was submitted, the length of each term for which they are to be appointed being such as to cause the term of one member of said board to expire on August 1st following the next general election and one member on each August 1st thereafter. The school board of the county district shall meet within ten days after the appointment by the county board, and thereafter as may be necessary, and shall organize in the same manner as independent districts and shall do whatever business is necessary for the best interest of the county district for the ensuing school year and thereafter shall organize in the same manner and at the same time as boards of independent districts. Provided, however, that if within the county there is a school district of ten or more townships with an area greater than one-half the area of the county the members of said board of said district shall continue to serve as members of the school board of the county district for the full term and for the same office for which he or she was elected and until his or her successor has qualified and the board of county commissioners shall appoint such additional members for such terms that the terms of all the members of said school board shall expire in consecutive order as above provided.

Those persons elected as members of the board of the school district of ten or more townships at the same election at which the question of consolidation was carried shall take office and continue in office as members of the board of the county district at the time and for the same term as though such school district of ten or more townships were being continued and members of such last

named board whose terms expire on August 1st after such election shall become members of the board of such county school district and so continue until the expiration of such term.

**Sec. 3. Duties of School Board.**—It shall be the duty of said board to furnish school facilities to every child of school age residing in any part of said county district, either by building school houses, leasing school rooms, transporting said children to the nearest school, boarding said children within convenient distance of school at the expense of said board or otherwise, and to provide necessary supplies, texts, and library books.

The annual meeting as held in ten or more townships district need not be held, but the clerk of said board shall publish once in a legal newspaper published in the county the annual report required by law to be made and read at the annual meeting.

When not otherwise provided in this act, the school board of any such county district shall have and shall exercise all the powers and be subject to the same laws and regulations as boards of ten or more townships districts, and all laws applicable to ten or more townships districts, and all laws applicable to State Aid for Equalizing Educational Opportunities in Unorganized Territory shall apply to said county district including Chapter 467, General Laws 1921.

**Sec. 4. Time of election.**—The election of the county district shall be held on the same day as the election in ten or more townships districts at the same time and in the same manner as elections are held therein.

**Sec. 5. Election districts.**—Each county commissioner district, as it may from time to time exist, shall constitute an election district from which shall be elected one member of said board. In case there is a ten or more townships district within the county such as herein referred to and in case there are two members of the board of said district living within one commissioner district then the board of county commissioners shall appoint an additional member to such school board so that at all times there shall be a member of such school board from each commissioner district and such board shall consist of six members only until the expiration of the term first expiring of the said two members from the same commissioner district. In making the appointment of the additional member as aforesaid and in determining the length of the terms for which three members shall be appointed so that the terms of the members of the new board shall expire in consecutive order the term of the member from the commissioners district from which there are two members first expiring shall be disregarded.

**Sec. 6. Compensation of Board members — Clerk — Treasurer.**—The members of the board shall receive a per diem of \$6.00 while attending any regular or special meeting of the board,

but not, however, more than \$108.00 in any one year, and shall receive five cents per mile in going to and from his place of residence to the place of meeting by the usual route of travel.

The clerk and treasurer of the county district shall receive such additional compensation as may be fixed by the board of education, provided, however, the clerk shall not receive more than \$720.00 and the treasurer not more than \$600.00 as total compensation which includes mileage, in any one year in a county having an assessed valuation of less than \$5,000,000.00 which shall be in lieu of any allowance for office clerk hire.

**Sec. 7. Office of County Superintendent abolished.**—Upon the completion of the organization of a county district and the election of a superintendent, the office of county superintendent of schools in said county shall cease to exist from January 1st next following and the functions and duties of the county superintendent of schools shall be performed by the superintendent of the county district.

**Sec. 8. County Attorney to serve as attorney for board.**—Whenever any county organizes as a county district, the county attorney shall serve as attorney for the county board of education without additional compensation from said board of the county district, but the board of county commissioners of such county may allow such additional compensation for legal services rendered to said county board of education as said board of county commissioners shall deem proper.

**Sec. 9. Elections validated.**—In all cases where an election has been held pursuant to the provisions of Section 1, Chapter 82, General Laws 1927, and a majority of the votes cast on the proposition were in favor of consolidation, said election is hereby declared valid and continued in effect and further proceedings thereunder shall be had pursuant to this enactment and the organization of the district and school board, the powers and duties thereof, the terms of the members thereof, their election, appointment and compensation shall be as herein provided.

**Sec. 10. Inconsistent acts repealed.**—That all acts and parts of acts inconsistent with the Provisions of this act including Chapter 82, General Laws 1927, is hereby repealed.

Approved February 7, 1929.

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#### CHAPTER 10—S. F. No. 86

*An act to amend Sections 1 and 2, Chapter 3, General Laws 1927, authorizing the Treasurer of the State of Minnesota to receive payments on sales of school land, and other state lands, where the time limit for payment has expired, or will expire, on or before*