

than seven cents per mile for each mile necessarily traveled in such automobile or other conveyance in the performance of his official duties."

Approved April 20, 1931.

CHAPTER 243—H. F. No. 139

An act to amend General Statutes 1923, Section 10361; relating to the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same.

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

Section 1. Giving check without funds.—That General Statutes 1923, Section 10361, be and the same is hereby amended so as to read as follows:

"10361. Any person who with intent to defraud shall make or draw or utter or deliver any check, draft or order for the payment of money upon any bank or other depository, knowing at the time of such making, drawing, uttering or delivery that the maker or drawer has not sufficient funds in or credit with such bank or other depository for the payment of such check, draft, or order in full upon its presentation, shall be guilty of a gross misdemeanor, and upon conviction thereof, shall be fined not more than one thousand dollars, or imprisoned not more than one year, or both.

The making, drawing, uttering or delivering of such check, draft or order as aforesaid, shall be prima facie evidence of intent to defraud *and as against the maker or drawer of knowledge of insufficient funds in or credit with such bank or other depository; where such check, draft or order has been protested for insufficient funds or no account, the notice of a protest thereof shall be ad-*

missible as proof against the maker or drawer of such presentation, non-payment and protest, and shall be prima facie evidence that there was a lack of funds in or credit with such bank or other depository.

The word "credit," as used herein, shall be construed to mean an arrangement or understanding with the bank or depository for the payment of such check, draft or order."

Approved April 20, 1931.

CHAPTER 244—H. F. No. 377

An act authorizing the payment of pension and retirement allowances to the surviving spouse, dependents, heirs and nominees of certain deceased employees of cities of over 50,000 inhabitants.

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

Section 1. City employees pension.—Every city of this state now or hereafter having over 50,000 inhabitants, which has heretofore adopted or shall hereafter adopt a system of paying pensions and retirement allowances to retired municipal employees pursuant to Laws 1919, Chapter 522, or said act as amended, acting by and through its city council or chief governing body of the city, and the pension and retirement board in charge of such system, are hereby authorized and empowered to pay pensions and retirement allowances to the surviving spouse, dependents, heirs or nominees of any employee of the city in the contributing class who has heretofore died before attaining the minimum age for retirement on a service pension under the provisions of said act or said act as amended, and who has rendered or shall have rendered services to and been in the employ of the city, for 20 years or more prior to the date of his or her decease, and whose death was not or shall not be caused by an accident which occurred or shall occur while such employee was or shall be engaged in the performance of his or her duties as such employee.