

any one year, nor to any domestic lodge, order, or association which was incorporated under the laws of this state prior to the year 1917 and has been doing business in this state since such incorporation and which now has not less than \$4,000.00 in cash or in securities acceptable to the commissioner of insurance and which has heretofore agreed in its constitution or by-laws to pay \$300.00 as death benefits and \$200.00 as funeral expenses and which does not operate with a view to profit and which shall hereafter pay no funeral expenses and pay not more than \$300.00 as death benefits, and shall hereafter collect from its members at their then attained ages regular payments or assessments not lower than those required by the national fraternal congress table of mortality, with interest at four per cent per annum, provided, always, and save and except as in this section otherwise specifically modified, limited or qualified, that any such domestic order or association which has more than five hundred members, and provides for death or disability benefits, and any such domestic lodge, order or association which issues to any person a certificate providing for the payment of benefits, shall not be exempt by the provisions of this section, but shall comply with all the requirements of this act. The insurance commissioner may require from any association such information as will enable him to determine whether such association is exempt from the provisions of this act. No association which is exempt by the provisions of this section from the requirement of this act, shall give or allow or promise to give or allow to any person any compensation for procuring new members.

Approved March 13, 1931.

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#### CHAPTER 56—H. F. No. 38

*An act creating a board of directors of trusts for each city of this state of the first class having over 50,000 inhabitants, providing for its appointment and specifying its powers and duties.*

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

**Section 1. Directors of trusts to be created.**—That all rights, powers and duties of any city of this state of the first class having over 50,000 inhabitants, concerning all property and estate whatsoever, donated to any such city for the establishment or maintenance of a hospital or hospitals, the administration and management of which is now or shall hereafter become vested in or confided to such city, shall be exercised and discharged by such city through the instrumentality of a Board consisting of seven persons, to be called Directors of Trusts, who shall exercise and discharge all such

rights, powers and duties and have control and management of any such hospital resulting from such charity or charities to the extent that the same have been or hereafter may be by grant, statute or otherwise vested in or delegated to such city.

**Sec. 2. Trustees—terms.**—The Mayor of such city shall be ex officio a member of the Board of Directors of Trusts and the other six members shall be residents of such city and appointed by the Judges of the District Court of the State of the District in which such city is located, by concurrent action of a majority of such Judges, for the following terms beginning with date of appointment; two for a term of two years; two for a term of four years and two for a term of six years, and thereafter as such terms expire the vacancies caused thereby shall be filled by appointment for six year terms. Said Judges by like concurrent action shall appoint members to fill out the unexpired term of any member who for any reason ceases to be a member before the expiration of his term.

The Judges of said District Court shall meet and take action upon any of the matters in this Section specified, upon call of the senior Judge of such District or upon the petition of the Mayor or any resident taxpayer of such city.

**Sec. 3. Powers and duties.**—The Directors of Trusts shall have power: to make rules and by-laws for the proper conduct of their business; to appoint and remove from time to time such agents and employes as in their judgment may be required for the proper discharge of their duties, and to determine the duties and compensation of all such agents and employes; to make such contracts and agreements in accordance with the conditions of any such donation as in their judgment may from time to time be required in the administration and management of such property, and in conformity with the provisions of the city charter of such city and existing or future ordinances enacted by the common council relating to the award and conditions of contracts and generally, it shall be the duty of the Directors of Trusts, for and in the name of such city, to do, perform and discharge all and singular whatever acts and duties are or from time to time may become proper or necessary to be done by such city in discharge of its duties in connection with such use or trust, and to file with the City Clerk on or before February 15th of each year a report for the preceding calendar year showing all receipts and disbursements with sources and purposes thereof, together with a statement of assets under their control and property acquired or disposed of during such year, and such other general information as to the management and control of the trust property as in their judgment is proper.

**Sec. 4. City Treasurer to be custodian.**—The Treasurer of such city shall have custody of and be responsible for the safe keeping of all cash, securities, title papers, records and documents appertaining to the property, the administration and management of which devolves upon the Directors of Trusts, and shall furnish such information as to such cash and other property held by him as may be requested by said Directors of Trusts. He shall keep the cash and other property of each trust separate and pay out and deliver the same from time to time upon order of such Board of Directors of Trusts made in accordance with their rules and regulations in carrying out their duties as such Board of Directors of Trusts.

**Sec. 5. Directors to receive no compensation.**—The Directors of Trusts in the discharge of their duties and within the scope of their powers aforesaid shall be considered agents of the city, but no compensation or emolument whatever shall be received by such Director for such service, nor shall any such Director have or ever acquire any personal interest in any contract whatever made by such Directors of Trusts in carrying out their duties or powers as such; nor shall any such Director receive directly or indirectly any compensation for services rendered or material or supplies furnished to any person while an inmate of any institution conducted by such Directors of Trusts. Any such Director violating any of the provisions of this section shall thereby be disqualified from further acting as such Director and the vacancy so caused shall be filled under the provisions of Section 2 hereof.

**Sec. 6. Application.**—This act shall apply to all cities of this state of the first class having over 50,000 inhabitants, including any such city operating under a charter adopted pursuant to Section 36, Article 4 of the State Constitution, except that it shall not apply to any city operating under a charter adopted pursuant to Section 36, Article 4 of the State Constitution providing for a department or Board with authority to exercise and discharge the rights, powers and duties herein provided to be exercised and discharged by the Board of Directors of Trusts, nor to any city which now has erected and/or now maintains any such hospital jointly with any county.

Approved March 14, 1931.

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CHAPTER 57—H. F. No. 84

*An act to amend Sections 9, 17, 35 and 43, Chapter 238, Laws 1923, as amended by Section 5, Chapter 85, Laws 1925 entitled "An act to confirm and continue the present Municipal Court of*