

## CHAPTER 111—H. F. No. 354.

*An act to legalize and validate proceedings for the organization, incorporation and establishment of certain associations and the amendments thereof; and to amend Section 1363, of Mason's Minnesota Statutes of 1927, relating to the levy of taxes for certain teachers' retirement fund associations, so as to limit the amount of yearly benefit that may be paid, and requiring information concerning such associations to be filed with the clerk of the Board of Education, and requiring the records of such association to be public records.*

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

**Section 1. Certain proceedings legalized.**—That in any independent school district, however organized, in any city of the first class in the State of Minnesota, the territorial limits of which independent school district coincide with the territorial limits of such city, and the government of which independent school district is not provided for in the charter of such city, wherein a teachers' retirement fund association has been legally organized, incorporated and established pursuant to the provisions of Mason's Minnesota Statutes of 1927, Sections 1358-1366 inclusive, as amended, and has been in operation and engaged in the business of collecting and disbursing funds, receiving, holding and disposing of real estate and personal property more than 20 years, but where after its organization, amendments to its original plan of organization and articles of association were in good faith duly adopted, recorded and filed, and put into effect, but not submitted for approval to or approved by the common council or city council of said city; its organization and said amendments to its articles of incorporation, and conduct of business in accordance therewith shall be deemed to be legal, valid and effective as against any claim of invalidity, irregularity or defect in that any such amendments were not submitted for approval to or approved by the common council or city council of said city.

**Sec. 2. Tax levies.**—That Section 1363 of Mason's Minnesota Statutes of 1927, be and the same hereby is amended to read as follows:

**Section 1363.** When said plan is adopted, as hereinbefore set forth, and said association is formed and incorporated, the proper officers of said association shall certify annually to the proper authorities, who have charge of the levying of taxes for school purposes in said city and in the county in which said city is located, the amount which it will be neces-

sary to raise by taxation in order to carry out the plan so adopted, as hereinbefore set forth, for the coming year, and it shall be the duty of the said authorities so having charge of the levying of taxes to include in the tax levy for the ensuing year a tax in addition to all other taxes, sufficient to produce so much of the sum so certified as the said authorities having charge of the levying of taxes for school purposes in said city shall approve, provided, however, that in cities of the first class which are or are not operating under a home rule charter. Said tax shall in no event exceed one and one-half mills upon each dollar of the assessed value of all taxable property of said city, and in all other cities to which this law is applicable, said tax shall in no event exceed one-tenth of a mill upon each dollar of the assessed value of all taxable property of said city unless the authorities having charge of the levying of taxes for school purposes in such last mentioned cities shall determine that a larger tax than one-tenth of a mill upon all taxable property of said city should be levied, in which event the amount so determined shall be levied, which shall, however, in no event exceed three-tenths of a mill upon each dollar of the assessed value of all taxable property of said city; said tax shall be collected as other taxes are collected in said city and when so collected shall be paid over to the treasurer of said association to be held and disbursed in accordance with the provisions of said plan so to be adopted.

*Provided that any such association formed by the teachers employed by any independent school district in any city of the first class the territorial limits of which school district coincide with the territorial limits of such city, and the government of said independent school district, not provided for in the charter of said city, shall not pay to any beneficiary more than \$1800.00 as an annuity in any one year, except that in cases where the amount paid in by any member, with interest to the time of retirement, would provide an annuity in excess of \$900.00, then such association may pay an annuity of \$900.00 from public funds in addition to the annuity which said member's contributions with interest to the time of retirement, would provide, or the equivalent thereof;*

*Provided, further, that this enactment shall not affect the annuities or rights to annuities of any members of such association who, at the time of this enactment are being paid annuities, or any members who now are, or, prior to July 31, 1940, will be, eligible to retirement, and shall have retired prior to said date; and, at the time said association shall certify to the Board of Education in any year the amount*

*necessary to be raised by taxation, it shall file with the Clerk of said Board an itemized statement of its assets and liabilities at the close of the last fiscal year, an itemized statement of receipts and disbursements for said year, and a list of the annuities paid during said year; and, all the records of such association shall be open to reasonable public inspection."*

Approved April 5, 1935.

---

#### CHAPTER 112—H. F. No. 377.

*An act to amend Mason's Minnesota Statutes of 1927, Sections 4562, 4563, and 4569, relating to infant homes.*

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

Section 1. **Children's homes.**—Mason's Minnesota Statutes of 1927, Section 4562, is hereby amended so as to read as follows:

"4562. Whenever any person shall place a child in a private home, *not licensed as an infants' home*, for the purpose of providing the child with a permanent home, the person responsible for the placing of the child shall immediately notify the state board of control, giving the name and address of the child, the name of the person with whom the child has been placed, with such other information regarding the child and his foster home as may be required by the state board of control. *This section shall not apply to any private child welfare agency approved by the state board of control to select persons to care for children as provided in Section 4569.*

Sec. 2. **Board of control to supervise.**—Mason's Minnesota Statutes of 1927, Section 4563 is hereby amended so as to read as follows:

"4563. *Upon the receipt of the notice provided for in the preceding section or at any time thereafter, the state board of control may cause the child and the home in which the child has been placed to be visited by its agents and such investigation to be made as shall satisfy the board of control that the home is a suitable one for the child. The state board of control may continue to visit and supervise the case of such child the same as though the child were placed out by the state public school. Whenever satisfied that a child has been placed in an unsuitable home, the board may order its transfer. If*