

posed amendment would substantially change the corporate purposes or would extend the duration of the corporation, a shareholder may, at any time prior to the date of the meeting at which such proposed amendment is to be voted upon, file a written objection to such amendment in the office of the secretary or president of the corporation and demand payment for his shares; provided, that such demand shall be of no force and effect if such shareholder votes in favor of said amendment, or at any time consents thereto in writing, or if the proposed amendment be not in fact effected."

Sec. 2. Application of act.—That said Section 39 of Chapter 300, Laws of 1933, be further amended by adding thereto at the end thereof a subdivision numbered IV reading as follows:

"IV. This section shall not apply to a proposed amendment extending the duration of a corporation organized prior to the effective date of this Act, which has accepted and come under the provisions of this Act, if the original or last renewed period of duration of such corporation, as the case may be, was for the maximum period of duration permitted such corporation by the statutes under which it was organized or under which it renewed its duration. For the purpose of this section, where the term of such incorporation or renewal is one year or less short of such maximum period, it shall be construed to be for such maximum period."

Sec. 3. This Act shall take effect and be in force from and after its passage.

Approved April 18, 1935.

CHAPTER 213—S. F. No. 834

An act to provide relief and assistance for certain officers, soldiers, sailors, marines, nurses, dietitians and the surviving wives of certain deceased officers, soldiers, sailors, marines, and nurses, who have not heretofore received relief or assistance under provisions of law, providing for the administration of this act, and appropriating money to pay the cost of the administration of this act.

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

Section 1. Definitions.—The word "soldier" as used in this act shall mean any officer, soldier, sailor, marine, nurse, student nurse, or dietitian who was in the military or naval

forces of the United States and who was a bona fide resident of the state of Minnesota at the time he was commissioned, enlisted, inducted, appointed or mustered into the military or naval service of the United States, and who entered such service prior to November 11, 1918, or who, having enlisted or been inducted prior to November 11, 1918, acquired an active duty status on or after such date, and who has received an honorable or ordinary discharge, or release from such service; or who may still be in such service under honorable conditions, at the time of making application for the benefits of this act; provided, however, that the word "soldier", as used in this act shall not be construed to mean, and shall not include any person in such service during a period of enlistment, re-enlistment, extended enlistment, or other service which began after November 10, 1918, provided, that where discharge was given for the purpose of allowing promotion and acceptance of a commission and continuous service was performed thereunder, such subsequent service shall not be deemed to be a period of service beginning after November 10, 1918. Any person who, while in such service, received pay as a civilian employee shall not be entitled to the benefits of this act for the period of such employment.

Sec. 2. Soldier's bonus.—That any soldier shall be entitled to receive, as funds are made available, from the State of Minnesota as herein provided the sum of \$15.00 for each and every month or fraction thereof of service given by him as such soldier subsequent to April 6, 1917 and prior to July 31, 1920, provided that the amount received hereunder by any such soldier shall not be less than \$50.00.

Sec. 3. Must file application.—That before receiving any such sum under the provisions of this act, said soldier shall file with the adjutant general application therefor on forms provided by the adjutant general. Such application shall state facts sufficient to establish the status of such applicant as a soldier as defined herein, and shall be duly verified.

Sec. 4. Widow or dependents may receive bonus.—Where any soldier, as herein defined, died and left surviving him a widow, or children now under eighteen years of age, or parent or parents, such widow, if still single, or if there be no widow, or children now under eighteen years of age, or if there be neither, such mother, or if there be neither widow, children now eighteen years of age, or mother, then such father shall be entitled to the amount which such deceased soldier would have received hereunder for the period of his active service, if living; provided, that where the parents of such deceased

soldier are separated or divorced, then and in that event the parent with whom the soldier last resided and who become responsible for his funeral expenses and the expenses of his last illness shall receive the sum which such deceased soldier would have received for the period of his active service if living.

Sec. 5. Adjutant General to administer act.—The administrative duties hereunder shall be performed by the adjutant general. It shall be the duty of the adjutant general to examine into such applications and he shall make any other examination necessary to establish the facts and approve or disapprove the same, or set apart as held for lack of facts sufficient to establish the right of such soldier to said compensation sixty days after request for such information. No assignment of any right or claim to benefits hereunder made prior to the granting of any relief hereunder and payment of the relief so granted shall be valid, and any transfer or attempt to transfer any such right or claim or any part thereof by any beneficiary prior thereto and the acquiring of or attempting to acquire by any person of any interest in or title to such claim prior to the payment of the relief granted shall be a misdemeanor and punishable as such.

Sec. 6. Adjutant General to promulgate rules.—The adjutant general is hereby authorized and empowered to promulgate such rules and regulations as may be necessary for the administration of this act not inconsistent with the provisions hereof, and there is hereby appropriated out of any moneys in the state treasury the sum of \$10,000, or so much thereof as may be necessary, for the administration of this act, of which \$5,000 shall be available June 1, 1935, and \$5,000 available June 1, 1936, for the use of the adjutant general as herein provided.

Sec. 7. Not to apply to soldiers who have received bonus.—The provisions of this act shall not apply to any soldier who has heretofore received a soldiers' bonus from the State of Minnesota under any law relating thereto.

Sec. 8. Adjutant General to report to legislature.—Any application for relief approved pursuant to the provisions of this act shall be reported by the adjutant general at the next session of the legislature, and no payment of any relief granted or approved pursuant to the provisions of this act shall be paid until the necessary funds for the payment thereof have been made available by the legislature.

Sec. 9. Inconsistent acts repealed.—All acts and parts of acts inconsistent herewith are hereby superseded, modified, or amended so far as necessary to give effect to the provisions of this act.

Sec. 10. If any section, part, or provision hereof be found unconstitutional such determination shall not affect the validity of the remaining provisions hereof.

Approved April 18, 1935.

CHAPTER 214—S. F. No. 1199

An act to amend Mason's Minnesota Statutes of 1927, Section 3026, as amended by Laws of 1929, Chapter 190, relating to classification and definitions of public schools.

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

Section 1. Classifications and definitions.—That Mason's Minnesota Statutes of 1927, Section 3026, as amended by Laws 1929, Chapter 190, be and the same hereby is amended to read as follows: "Classification and definitions—For the purpose of this act all public schools shall be classified under the following heads: Classification. (1) Graded Elementary Schools, (2) Ungraded Elementary Schools, (3) Four-Year High Schools, (4) High School Departments, (5) Junior High Schools, (6) Senior High Schools, (7) Consolidated Schools and (8) *Six-Year High Schools.*"

"Definitions. (1) A graded elementary school shall be a school giving instruction in the first six years of the *public school* course and employing at least *three* teachers *devoting their entire time to elementary school work, or a school giving instruction in the first eight years of the public school course, and employing at least four teachers devoting their entire time to elementary school work. In each such school one teacher may be designated as principal.*

(2) An ungraded elementary school shall be a school giving instruction in the elementary course and employing one or more teachers, but not having the rank of a graded elementary school.

(3) A four-year high school shall be a school giving one or more four-year courses beyond the eight-year elementary course, and which shall employ a superintendent, a high school principal and one or more high school teachers.