

"Section 4368. That in every public department and upon all public works in the state of Minnesota and the counties, cities and towns thereof members of the United States army and navy of the United States in the late Civil and Spanish-American and Philippine Insurrection wars and the China Relief Expedition, and the late World War wherein the United States of America and the allied nations of England, France, etc., were engaged in war against the Imperial German Government and its allies, who are citizens and *have been residents of the state of Minnesota five years immediately preceding their application, or enlisted from the State of Minnesota,* shall be entitled to preference in appointments, employment and promotion over other applicants therefor, and the persons thus preferred shall not be disqualified from holding any position hereinbefore mentioned on account of his age or by reason of any physical disability, provided such age or disability does not render him incompetent to perform properly the duties of the position applied for and when such soldier, sailor or marine shall apply for appointment or employment under this act, the officer, board or person whose duty it is, or may be, to appoint or employ such person to fill such position or place, shall before appointing or employing anyone to fill such position or place, make an investigation as to the qualifications of said soldier, sailor or marine for such place or position, and if he is a man of good moral character, and can perform the duties of said position applied for by him, as hereinbefore provided, said officer, board or person shall appoint said soldier, sailor or marine to such position or place of employment."

Sec. 2. **Effective date.**—This act shall take effect and be in force from and after passage.

Sec. 3. **Provisions to be severable.**—The amendatory matter constituting this Act shall be considered severable from the original act amended and if found to be invalid shall not render Section 4368 invalid.

Approved March 31, 1937.

CHAPTER 122—H. F. No. 519

An act to amend Laws 1933, Chapter 405, Section 57, as amended by Laws 1935, Chapter 252, relating to the distribution of revenue raised by imposing income taxes.

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

Section 1. **Distribution of income tax revenue.**—Laws 1933, Chapter 405, Section 57, as amended by Laws 1935, Chapter 252, is hereby amended to read as follows:

“Section 57. The revenues derived from the taxes, interest and penalties under this act shall be paid into the state treasury; and, less the sums required during any year for the expenses of collecting such tax and for refunds of taxes erroneously collected from taxpayers, shall be paid into a special fund in the state treasury to be known as “Income Tax School Fund” and the same shall be distributed to all the school districts in the state of Minnesota, including municipalities which operate their own schools, on the basis of population therein of compulsory school age. Such distribution shall be made by the state board of education semi-annually in the same manner as now provided by law as nearly as practicable governing the distribution of state funds by said state board of education, except that each such school district shall be entitled to receive its proportion of said fund without being subject to any conditions: Provided, however, that the amounts distributed to each school district shall be used only for the purpose of

(1) Payment or providing for the payment of any bonded or other indebtedness of such district outstanding January 1, 1933.

(2) Providing for the payment of any bonded or other indebtedness thereafter incurred until such debts are fully paid or payment thereof provided for.

(3) Any such revenue not required to pay or provide for the payment of any such indebtedness shall be used to cover and pay current operating expenses and to reduce and replace levies on real and personal property.

(4) Provided that in the case of any city of the first class maintaining its own schools, or of any district or districts covering the territory of any such city, the amount distributed to it may be used for current maintenance and operating expenses during the years 1935, 1936, 1937 and 1938 only to the extent required to make the total annual maintenance and operating cost per pupil enrolled during any year not in excess of \$100.00.

For the purpose of this section the bonded or other indebtedness to the payment of, or provision for, which the sums distributed must or may be applied shall, in the case of municipalities operating their own school system, be limited to such indebtedness incurred for school purposes.”

Approved March 31, 1937.