

power business upon a mutual, non-profit and co-operative plan in rural areas as hereinafter defined, are hereby recognized as quasi-public in their nature and purposes.

**Sec. 2. Definitions.**—As used in this chapter, the term “rural area” shall be deemed to mean any area of the state of Minnesota not included within the boundaries of any incorporated city, village or borough and such term shall be deemed to include both farm and non-farm population thereof.

**Sec. 3. Amount of tax.**—There is hereby imposed upon each such co-operative association on December 31 of each year, a tax of \$10.00 for each 100 members or fraction thereof of such association. The tax, when paid, shall be in lieu of all personal property taxes, state, county or local, upon distribution lines and the attachments and appurtenances thereto of such associations located in rural areas. The tax shall be payable on or before March 1 of the next succeeding year, to the Tax Commission who shall retain five percent of the proceeds of such tax for expenses of administration and shall distribute the balance thereof on or before July 1 of each year to the treasurers of the respective counties of the state in proportion to the number of members of such associations in the several counties as of December 31 of the preceding year, as determined by reports of such associations made and verified in such manner and on such forms as may be prescribed by the Tax Commission. The moneys so distributed to the respective counties shall be credited by the treasurers thereof, one-half to the general revenue fund and one-half to the general school fund of the county.

Approved April 18, 1939.

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#### CHAPTER 304—S. F. No. 705

*An act relating to police pension funds in villages now or hereafter having a population of over 5,000 inhabitants, and having an assessed valuation of more than \$3,000,000 exclusive of money or credits.*

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

**Section 1. Police pensions in certain villages.**—The 1938 Supplement to Mason’s Minnesota Statutes of 1927, Section 1264-11, is hereby amended so as to read as follows:

"1264-11 *Subdivision 1.* Said association through its officers shall have full charge, management and control of the pension fund herein provided for, which said fund shall be derived from the sources herein stated: From gifts of real estate or personal property, and from the rents and sales thereof or the income therefrom. It shall also be the duty of the village recorder, treasurer or other disbursing officer of such village where a police relief association has been duly incorporated and organized under the provisions of this Act, to deduct each month from the monthly pay of each member of such police department who is a member of the association and entitled to the benefits therefrom a sum equal to *two* per cent of such monthly pay and to place the same to the credit of said police pension fund; it shall also be the duty of every police officer receiving any reward for services, in making arrests or otherwise, to pay unto said police pension fund all such rewards, and it shall be the duty of the chief of police of any such village to place to the credit of and pay into such police pension fund all moneys coming into the hands of the police when the same shall have been unclaimed for a period of six months, and to sell all unclaimed property coming into the hands of the police when the same shall have been unclaimed for a period of six months, and place the proceeds thereof to the credit of said police pension fund.

*Subd. 2.* The village council or other governing body of such city shall each year, at the time the tax levies are made for the general revenues of the village, levy within the limits now permitted by law, a tax of *one-fifth* of a mill on all the taxable property of such village, the amount of which tax shall not in the aggregate exceed the sum of \$6,000 per annum, and which levy shall be transmitted to the county auditor of the county in which the village is situated at the time the other tax levies are transmitted and shall be collected and the payment thereof shall be *enforced* in the same manner as the other taxes of such village. The village treasurer, when the moneys derived from such tax are received by him, shall credit the same to the police pension fund, together with all penalties and interest collected thereon, in the following manner: of the first levy made after the passage of this act, in all villages within this act and having a population of less than 10,000 inhabitants, a sum not to exceed \$700.00, may at the discretion of the board of trustees of said relief association, be placed to the credit of the general fund of said association, and the balance of said levy, as well as all subsequent levies, shall be credited to the special fund of said association, and said moneys

shall not be withdrawn from said fund or transferred to any other fund, except for the purposes of this act.

*Subd. 3.* If at any time the balance on hand of the fund so raised by taxation as in this section provided, together with other resources, exceeds the sum of \$50,000, then as often as this shall occur the levy of said sums shall be omitted for any year in which said condition shall exist, and if at any time the whole amount of the sums that may be raised by taxation in any year is not needed for the purposes of this act and the maintenance of the said fund at \$50,000 then said sum so to be raised by taxation in any such year shall be proportionately reduced to such amount as will be sufficient to carry out the provisions thereof.

*Subd. 4.* The village treasurer shall, upon written direction of the governing board or board of directors of said association, invest said funds in such interest bearing securities as are specified from time to time by the said board of directors, provided that the same shall be such securities as are prescribed from time to time by the statutes of Minnesota as securities for investments of the state board of investment."

Approved April 20, 1939.

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#### CHAPTER 305—S. F. No. 808

*An act to amend Mason's Minnesota Statutes of 1927, Section 5880, relating to the regulation of private detectives and private detective agencies.*

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

**Section 1. Regulation of private detective agencies.**— That Mason's Minnesota Statutes of 1927, Section 5880, be and the same hereby is amended so as to read as follows:

"5880. It shall be unlawful for any person to act as or to hold himself out to be a private detective, or to establish or engage in the keeping, maintaining or operating of any private detective agency, or to carry on any private detective work within this state, without having first obtained a license therefor from the governor of the state of Minnesota upon application therefor on the payment of the fee and filing of the bond hereinafter provided for. *Such application for license shall be granted or refused in the discretion of the Governor of Minnesota.*"