

known as the "juvenile record," and the court may for convenience be called the juvenile court of the appropriate county. The title of proceedings in the juvenile court, excepting prosecutions under sections 27 and 28 of this act, shall be substantially as follows:

Juvenile Court, County of.....

In the matter of.....as a dependent (or neglected or delinquent, as the case may be) child."

Sec. 3. Law amended—Probate Court as Juvenile Court—record—appeal.—Mason's Supplement 1940, Section 8641, is hereby amended to read as follows:

"In counties of not more than 45,000 population and in all counties in the 7th Judicial District, the judge of probate shall provide himself with a suitable book, at the expense of the county, in which he shall enter minutes of all proceedings of the court in each case; he need not record any evidence taken except as it shall seem to him proper and necessary and he shall record therein all orders, decrees and judgments made by this court except non-appealable orders. The reasons for appointing a guardian shall be entered therein and any parent or the attorney for any child may appeal from the final disposition of the guardianship matter by complying with the law regulating appeals from probate courts. When acting under the provisions of this Act the probate court may for convenience be called the juvenile court of the appropriate county."

Approved April 1, 1941.

CHAPTER 111—S. F. No. 562

An act fixing the salaries of the judge of probate and clerk hire in any county of this state now or hereafter containing a city of the second class and not less than 18 nor more than 21 full and fractional congressional townships, and to amend Laws of 1939, Chapter 296, Section 1.

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

Section 1. Law amended.—That Laws of 1939, Chapter 296, Section 1, is hereby amended to read as follows:

"Sec. 1. Salaries and clerk hire in Probate Court in certain counties.—In each county in this state now or hereafter con-

taining a city of the second class and not less than 18 nor more than 21 full and fractional Congressional Townships, the salary of the Judge of Probate shall be \$3500.00 per annum, and for clerk hire the sum of \$2500.00 per annum is hereby allowed; out of said sum of \$2500.00, the Clerk of the Probate Court appointed by the Judge of Probate shall receive a salary not in excess of \$1380.00 per annum, and the balance of said sum may be used for additional clerk hire."

Approved April 1, 1941.

CHAPTER 112—S. F. No. 613

An act to amend Mason's Supplement 1940, Section 3199-24, relating to funeral expenses of old age assistance recipients.

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

Section 1. **Law amended—death of recipient—funeral expenses—claim against estate.**—That Mason's Supplement 1940, Section 3199-24, be amended to read as follows:

"On the death of a recipient, the county agency may pay an amount for reasonable funeral expenses, not exceeding \$100. No funeral expenses shall be paid if the estate of the deceased is sufficient to pay such expenses, or if the children, or spouse, who were legally responsible for the support of the deceased during his lifetime, are able to pay such expenses, *provided that the additional payment or donation of the cost of cemetery lot, interment, religious service, or for the transportation of the body into or out of the community in which deceased resided, shall not limit payment by the county agency as herein authorized. Provided, further, that freedom of choice in the selection of a funeral director shall be granted to persons lawfully authorized to make arrangements for the burial of any such deceased recipient.* In determining the sufficiency of such estate due regard shall be had for the nature and marketability of the assets of the estate. The county agency may grant funeral expenses where the sale would cause undue loss to the estate. Any amount paid by the county as funeral expenses shall be a prior claim against the estate, as provided in Laws 1935, Chapter 72, Section 108, and any amount recovered shall be paid to the treasury of the county which paid said expenses and be deposited in the county old age assistance fund, and 50 per cent thereof shall be paid to the state agency."

Approved April 1, 1941.