

for the purpose of collecting and paying a deficit in any such drainage system due to the increased cost of construction of such drainage system, deficiency in interest payable on bonds issued for construction of such drainage system, the expense of improvement, maintenance and repair of same, or for any other reason, and the time for appeals has expired and no appeals have been taken therefrom or from any such proceedings, or if such appeals have been taken that the same have been determined before the passage of this act, then the said proceedings and all assessments or liens so levied or attempted to be assessed or levied for said purposes are hereby approved, legalized and declared to be valid, and in full force and effect and a lien upon and against said lands benefited by the establishment and construction of said drainage system until paid, at the time and in the manner as set forth in said act and amendments thereto.

Sec. 2. Not to affect pending action.—This act shall not apply to or affect any action now pending in which the validity of said proceedings is called in question.

Approved April 10, 1941.

CHAPTER 175—H. F. No. 314

An act relating to the state highway patrol, amending Mason's Supplement 1940, Section 2554, Subdivision 18.

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

Section 1. Law amended.—Mason's Supplement 1940, Section 2554, Subdivision 18, is hereby amended to read as follows:

"2554. Number of highway patrolmen to be appointed.—Subdivision 18. (a) The commissioner of highways is hereby authorized to employ and designate not to exceed 126 persons to enforce the provisions of the laws relating to the protection of and use of trunk highways, who shall have upon all trunk highways the same powers with respect to the enforcement of laws relating to crimes, as sheriffs, constables, and police officers have within their respective jurisdictions, so far as may be necessary for the protection of life and property upon such trunk highways. Under instructions and regulations of the commissioner of highways, said employees shall cooperate with all sheriffs and other police officers, and

to that end are authorized to exercise the powers herein conferred upon all trunk highways and, for the purpose of continuing pursuit from such trunk highways of offenders thereon, upon all public highways connecting and traversing such trunk highways, provided that said employees shall have no power or authority in connection with strikes or industrial disputes. Employees thus employed and designated shall subscribe an oath and furnish a bond running to the state of Minnesota, said bond to be approved and filed in the office of the secretary of state.

(b) All fines, from traffic law violations, collected from persons apprehended or arrested by such employees, shall be paid into the state treasury and shall be credited to a separate fund hereby established for that purpose. Out of such fund shall first be paid to counties all costs and expenses incurred by them in the prosecution and punishment of persons so arrested and for which such counties have not been reimbursed by the payment of such costs and expenses by the person prosecuted, and so much of said fund as shall be necessary for the making of such reimbursement is hereby appropriated therefor. Such payment shall be made by the state treasurer upon the claim of the county verified by the county auditor. On the first day of each calendar month the money remaining in such fund shall be credited to that part of the trunk highway fund which is set apart for maintenance purpose; and so much of said maintenance fund as shall be necessary for the salaries and maintenance of such employees is hereby appropriated for that purpose.

(c) Each such employee shall receive a salary of not less than \$150.00 per month and shall receive an annual raise of \$5.00 per month for each succeeding year of employment, such term of employment to be computed from commencement of employment by such individual employee, except that the salary of no employee shall exceed the sum of \$180.00 per month, *and in addition thereto, each such individual employee shall be paid not less than \$1.00 per day for subsistence while in the performance of his duty.* Each one of not to exceed eight assistant supervisors shall receive a salary of not less than \$180.00 per month and shall receive an annual raise of \$5.00 per month for each succeeding year of service, the term of employment of such assistant supervisors to be computed from commencement of employment of such individual assistant supervisor, except that the salary of no such assistant supervisor shall exceed the sum of \$2,400 per year, *and in addition thereto, each such individual assistant supervisor shall be paid not less than \$1.00 per day for subsistence while*

in the performance of his duty. The salary of one chief supervisor shall be in such amounts as may be fixed by the commissioner of highways, but not to exceed \$4,000 per year."

Approved April 10, 1941.

CHAPTER 176—H. F. No. 550

An act relating to licensing and regulating of motor vehicle dealers; amending Mason's Supplement 1940, Section 2686, and Mason's Minnesota Statutes of 1927, Section 2687.

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

Section 1. Law amended.—Mason's Supplement 1940, Section 2686, is hereby amended to read as follows:

"2686. **Manufacturers and dealers in motor vehicles must be licensed.**—(a) No person, co-partnership or corporation shall engage in the business, either exclusively or in addition to any other occupation, of selling motor vehicles, new or used, or shall offer to sell, solicit or advertise the sale of motor vehicles, new or used, without first having acquired a license therefor as hereinafter provided. Application for such license and renewal thereof, shall be made to the registrar of motor vehicles, shall be in writing, and duly verified by oath. The applicant shall submit such information as said registrar may require, upon blanks provided by the registrar for such purpose. No application shall be granted nor a license issued to anyone, until and unless the applicant shall furnish proof satisfactory to the registrar of the following:

1. That the applicant has an established place of business. An established place of business when used in this act shall mean a permanent enclosed building or structure either owned in fee or leased at which a permanent business of bartering, trading and selling of motor vehicles will be carried on as such in good faith and not for the purpose of evading this act, *and at which place of business shall be kept and maintained the books, records and files necessary to conduct the business at such place.* Said place of business shall not mean residence, tents, temporary stands or other temporary quarters, nor permanent quarters occupied pursuant to any temporary arrangement.

2. That if the applicant desires to sell, solicit or advertise the sale of new and unused motor vehicles, he must have a bona fide contract or franchise in effect with a manufacturer