Sec. 4. **Funds to be deposited in state treasury.** — All moneys accepted for disbursement by the commissioner of highways pursuant to the terms of this act shall be deposited in the treasury of the State of Minnesota, and, unless otherwise prescribed by the authority from which the money is received, shall be kept in separate funds, designated according to the purposes for which the moneys were made available, and shall be deemed to be held by the state in trust for such purposes. All such moneys are hereby appropriated for the purposes for which the same were made available to be expended in accordance with Federal laws and regulations and with this act. The commissioner of highways is authorized, whether acting for the State of Minnesota or as the agent of any of its governmental subdivisions, or when requested by the United States government or any agency or department thereof, to disburse such moneys for the designated purposes, but this shall not preclude any other authorized method of disbursement.

Sec. 5. **No personal liability created.**—Nothing herein shall be construed as creating any personal liability upon the commissioner of highways or in any way authorizing him to create any liability on the part of the State of Minnesota when he is acting as the agent of any governmental subdivision thereof, or when he is acting at the request of the United States.

Sec. 6. **Law repealed.**—Mason's Supplement 1940, Section 2554, Subdivision (20), is hereby repealed.

Approved April 21, 1941.

CHAPTER 346—S. F. No. 1129

An act relating to the crime of incest, prescribing the punishment therefor, and defining the rights and duties of witnesses in cases pertaining thereto, and amending Mason's Minnesota Statutes of 1927, Section 10182.

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

Section 1. **Law amended.**—Mason's Minnesota Statutes of 1927, section 10182, is hereby amended so as to read as follows:

"10182. **Incest.**—Whenever any male and female persons, nearer of kin to each other than first cousins, computing by the rules of the civil law, whether of the half or the whole

blood, shall have sexual intercourse together, each shall be guilty of incest, and be punished by imprisonment in the state prison for not more than ten years.

"*No male or female person under the age of 18 years shall be excused from attending and testifying, or producing any evidence before any court, magistrate, referee or grand jury, upon any investigation, proceeding or trial, for or relating to or concerned with a violation of this section or attempt to commit such violation, upon the ground that the testimony or evidence required of such person by the state may tend to' convict such person of a crime or to subject such person to a penalty or forfeiture; but no such person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which such person may so testify or produce evidence, and no testimony so given or produced shall be received against such person upon any criminal investigation, proceeding or trial, except upon a prosecution for perjury or contempt of court based upon the giving or producing of such testimony.*"

Approved April 21, 1941.

CHAPTER 347—S. F. No. 1148

An act relating to additional assistant county attorneys and deputy sheriffs in certain counties while military and naval forces are in active training.

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

Section 1. **Certain counties may employ assistant county attorneys and deputy sheriffs in certain cases.**—That the board of county commissioners of any county in which a training camp is established for active training of military or naval forces, or of any adjoining county, may declare an emergency, and in addition to any salaries heretofore authorized by law for assistant county attorneys and deputy sheriffs may authorize, fix, and pay the salaries of such additional assistant county attorneys and deputy sheriffs as the board deems necessary during such emergency.

Approved April 21, 1941.