

## CHAPTER 548—H. F. No. 1308

*An act to appropriate money from the general revenue fund for expenses of the state government and salaries of officials and clerks thereof, and for other purposes; prescribing present and future regulations and limitations relative to, and expenditures of certain portions thereof, including certain appropriations from the trunk highway funds, from the game and fish department funds, from the trust funds, and from certain other funds; providing for the designation of certain amounts to be expended from game and fish division receipts; providing for reappropriation of certain receipts and for the cancellation of certain receipts into the general revenue fund and for cancellation of all unobligated balances existing at certain times, except as otherwise provided herein; providing for the establishment of certain revolving funds; prohibiting any funds to be expended for publicity representatives, and making it unlawful for any official in any state department to use any fund or fees for any purpose not contemplated by the appropriations in this act contained and making such act of using public funds or fees for purposes other than the purposes for which the fund was appropriated cause for the immediate dismissal of the employee or official so diverting the use of fees collected or funds appropriated by this act; limiting the authority to change the amount of fees to be collected; repealing Laws of 1925, Chapter 396, and Mason's Supplement 1940, Sections 6513-9, 6513-10, 6513-11 and 6513-12; authorizing the payment for certain services which were not properly encumbered; and for other purposes.*

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

**Section 1. Appropriations for state government.**—The sums hereinafter set forth in the columns designated "APPROPRIATIONS", or so much thereof as may be necessary, are hereby appropriated out of the general revenue fund in the state treasury for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1941", "1942", and "1943", wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1941, 1942 and 1943, respectively.

**APPROPRIATIONS**  
Available for the year  
ending June 30:

| <b>Sec. 2. The Legislature:</b>   |    | 1942    | 1943      |
|---|----|---------|-----------|
| 1. Salaries and Expense.....  |    |         | \$390,000 |
| 2. Printing and Binding.....  |    |         | 38,000    |
|   |    | 1941    |           |
| 3. Printing and Binding.....  | \$ | 12,000  |           |
| 4. Publishing Regular Session<br>Laws .....   |    | 40,000  | 35,000    |
| 5. Printing Legislative Manual...<br>Items 2, 3, 4 and 5 to be dis-<br>bursed by the Commission of<br>Administration.   |    |         | 20,000    |
| <b>Sec. 3. Supreme Court:</b>   |    | 1942    | 1943      |
| 1. Salaries .....   | \$ | 98,904  | \$ 99,404 |
| 2. Supplies and Expense.....  |    | 6,000   | 4,055     |
| 3. Publishing Minnesota Reports.  |    | 4,200   | 4,200     |
|   |    | 1941    |           |
| 4. Employees' Compensation.....   | \$ | 5.24    |           |
| <p>Provided, that of the moneys appropriated by Item 1 hereof, \$500.00 is additional salary of the clerk of the Supreme Court and \$400.00 is additional salary of the deputy clerk of the Supreme Court.</p> <p>Of the amount appropriated for the year 1942 in Item 2, the sum of \$2,100 is to be used for floor covering of the Chambers of the Justices of the Supreme Court.</p> |    |         |           |
| <b>Sec. 4. District Courts:</b>   |    | 1942    | 1943      |
| To be disbursed by the State Auditor.   |    |         |           |
| 1. Salaries .....   | \$ | 306,000 | \$306,000 |
| 2. Travel and other expenses.....   |    | 12,500  | 12,500    |
| <b>Sec. 5. Retired Supreme and District Court Judges and Commissioner:</b>  |    | 1942    | 1943      |
| 1. Salaries .....   | \$ | 17,500  | \$ 17,500 |

**Sec. 6. Judicial Council:**

|   | 1942      |    | 1943   |
|---|-----------|----|--------|
| 1. Expenses for carrying out provisions of Laws 1937, Chapter 467 ..... | \$ 750.00 | \$ | 750.00 |

**Sec. 7. Revisor of Statutes:**

|                                    | 1942       |    | 1943   |
|------------------------------------|------------|----|--------|
| 1. Salaries, Supplies and Expense. | \$ 18,000. | \$ | 10,000 |
| 2. Printing Revised Statutes.....  | 25,000     |    |        |

Item 2 is to be disbursed by the Commissioner of Administration.

With the amount appropriated by Item 2 hereof, there is hereby created a revolving fund for the printing, publishing and distributing of the Minnesota Statutes. All money received from the sale of Minnesota Statutes, and from the sale of pamphlets or codes printed therefrom, shall be covered into this fund. The revolving fund shall be used solely for the printing, publishing, sale and distributing of the Minnesota Statutes. No part of the fund shall be used to pay the expense of preparing the printer's copy thereof.

**Sec. 8. State Board of Law Examiners:**

|                                     | 1942     |    | 1943  |
|-------------------------------------|----------|----|-------|
| 1. Salaries, supplies and expenses. | \$ 7,500 | \$ | 7,500 |

Provided, that the fees collected by the State Board of Law Examiners are hereby reappropriated for salaries, supplies and expenses of the Board of Law Examiners.

**Sec. 9. State Law Library:**

|                              | 1942      |    | 1943   |
|------------------------------|-----------|----|--------|
| 1. Salaries .....            | \$ 11,140 | \$ | 11,140 |
| 2. Supplies and Expense..... | 1,500     |    | 1,500  |
| 3. Books and Binding.....    | 11,000    |    | 11,000 |

**Sec. 10. Governor:**

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries .....                                   | \$ 25,470 | \$ 25,470 |
| 2. Supplies and Expense.....                        | 7,125     | 3,220     |
| 3. Personal Expenses connected<br>with office ..... | 2,400     | 2,400     |

**Sec. 11. Lieutenant Governor:**

|                   | 1942      | 1943      |
|-------------------|-----------|-----------|
| 1. Expenses ..... | \$ 100.00 | \$ 100.00 |

**Sec. 12. Secretary of State:**

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries .....   | \$ 18,000 | \$ 18,000 |
| 2. Supplies and Expense.....  | 2,390     | 2,390     |
| 3. Election Expense .....   | 2,500     | 10,000    |
| 4. Nomination Fees .....  | 500.00    | 8,000     |
| 5. Register of Deeds Fees.....  | 3,000     | 3,000     |
| 6. Motor Vehicle Division:  |           |           |
| a. Salaries and Expense.....  | 430,000   | 430,000   |
| b. Auto License Inspectors as<br>provided by Session Laws<br>1939, Chapter 259..... | 18,000    | 18,000    |
| c. Deputy Registrars .....  | 127,650   | 135,375   |
| d. Listing Fund .....   | 6,837     | 7,097     |
| e. Chauffeurs' License Division.  | 30,000    | 30,000    |

Provided, that out of the sums appropriated by Item 6, Subdivision "a", \$1,800 is for additional salary of the Secretary of State for supervising said division.

The moneys appropriated by Item 6, Subdivisions "a" and "b" are hereby appropriated from the Trunk Highway Fund and are not to be charged against the Revenue Fund.

|                                  | 1941      |
|----------------------------------|-----------|
| 7. Employees' Compensation ..... | \$ 130.99 |

**Sec. 13. State Auditor:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 96,490 | \$ 96,490 |
| 2. Supplies and Expense..... | 19,000    | 19,000    |

Of the amounts appropriated by Item 1, the sum of \$43,170.60 for each year shall be paid and is hereby appropriated from the

trunk highway fund on account of services to be performed by the state auditor in auditing and keeping accounts and records of funds and bonds pertaining to trunk highways; auditing claims and issuing warrants against such funds; and filing contracts, conveyances and other papers pertaining to trunk highway matters.

Of the amounts appropriated by Item 2, the sum of \$8,067.40 for each year shall be paid and is hereby appropriated from the trunk highway fund on account of expenses and supplies necessarily furnished in the performance of duties prescribed by law on behalf of the Department of Highways.

Provided, that in case such appropriations or any part thereof from the Trunk Highway fund may be adjudged unconstitutional by the Courts of this state, an equivalent amount for the aforesaid purposes is hereby appropriated from the General Revenue Fund.

Provided that out of the moneys appropriated by Item 1, \$4,500 is for annual salary of the chief deputy auditor.

Sec. 14. State Treasurer:

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries .....                             | \$ 37,700 | \$ 37,700 |
| 2. Supplies and Expense.....                  | 15,000    | 18,000    |
| 3. Stamps and Labels for Liquor Control ..... | 35,000    | 35,000    |
| 4. Liquor Stamp Insurance.....                | 300.00    | 300.00    |

Of the amounts appropriated by Item 1, the sum of \$17,314.66 for each year shall be paid and

is hereby appropriated from the trunk highway fund on account of services to be performed by the state treasurer in receiving and keeping funds pertaining to trunk highways, making disbursements therefrom, and keeping accounts and records of such funds and of trunk highway bonds.

Of the amounts appropriated by Item 2, the sum of \$6,963.00 for each year shall be paid and is hereby appropriated from the trunk highway fund on account of expenses and supplies necessarily furnished in the performance of duties prescribed by law on behalf of the Department of Highways.

Provided, that in case such appropriations or any part thereof from the Trunk Highway fund may be adjudged unconstitutional by the Courts of this state, an equivalent amount for the aforesaid purposes is hereby appropriated from the General Revenue Fund.

Provided that out of the moneys appropriated by Item 1 hereof, \$1,500 is additional salary of the state treasurer and \$400.00 is for additional salary of the deputy state treasurer.

Provided, that of the amount appropriated by Item 2, the sum of \$420.00 per year shall be used for the purpose of procuring safe transportation of funds from the office of the state treasurer to and from banks.

**Sec. 15. Attorney General:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 81,000 | \$ 81,000 |
| 2. Supplies and Expense..... | 11,000    | 11,000    |

|                                  |        |        |
|----------------------------------|--------|--------|
| 3. Special Contingent Fund.....  | 10,000 | 10,000 |
| 4. Criminal Apprehension Bureau: |        |        |
| a. Salaries .....                | 56,600 | 56,600 |
| b. Supplies and Expense.....     | 17,000 | 17,000 |
| c. Radio Station .....           | 8,500  | 8,500  |

Provided, that the appropriation for salaries in Item "a" hereof is subject to the condition that, in the event any employee or head of the department of said Criminal Apprehension Bureau is the recipient of a pension or annuity from any pension or retirement fund to which the state of Minnesota, or any of its subdivisions, contributes any part, then the salary of such employee shall be reduced in an amount equal to such pension or annuity, unless such employee waives or foregoes such pension or annuity during his term of employment or office.

**Sec. 16. State Board of Pardons:**

|                                |       |          |
|--------------------------------|-------|----------|
|                                | 1942  | 1943     |
| 1. Salaries and Expense.....\$ | 2,000 | \$ 2,000 |

**Sec. 17. State Board of Investment:**

|                       |        |           |
|-----------------------|--------|-----------|
|                       | 1942   | 1943      |
| 1. Maintenance.....\$ | 500.00 | \$ 500.00 |

**Sec. 17½. Executive Council:**

|                               |        |          |
|-------------------------------|--------|----------|
|                               | 1942   | 1943     |
| 1. Salaries .....             | 7,120  | \$ 7,120 |
| 2. Supplies and expenses..... | 500.00 | 500.00   |

**Sec. 18. State Board of Parole:**

|                    |        |          |
|--------------------|--------|----------|
|                    | 1942   | 1943     |
| 1. Parole .....    | 8,500  | \$ 8,500 |
| 2. Probation ..... | 72,000 | 72,000   |

Provided, that out of the amounts appropriated by Item 2, \$26,000 shall be transferred each year to the Division of Public Institutions for the salaries, supplies and expense of the parole

agents for the State Training School and the Home School for Girls.

**Sec. 19. Civil Service Commission:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 73,000 | \$ 73,000 |
| 2. Supplies and Expense..... | 12,000    | 12,000    |

Of the amounts appropriated by Item 1, the sum of \$20,000 for each year shall be paid from the Trunk Highway Fund on account of services to be performed by the Department of Civil Service with respect to employees of the Department of Highways, as required by the civil service act.

Of the amounts appropriated by Item 2, the sum of \$2,250 for each year shall be paid and is hereby appropriated from the Trunk Highway Fund on account of expenses and supplies necessarily furnished in the performance of duties prescribed by law on behalf of the Department of Highways.

Provided, that in case such appropriations, or any part thereof, from the Trunk Highway Fund may be adjudged unconstitutional by the courts of this state, an equivalent amount for the aforesaid purposes is hereby appropriated from the General Revenue Fund.

**Sec. 20. Railroad and Warehouse Commission:**

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries .....                                     | \$110,000 | \$110,000 |
| 2. Supplies and Expense.....                          | 14,000    | 16,000    |
| 3. Weights and Measures.....                          | 55,000    | 55,000    |
| 4. Motor Bus and Trucks and<br>Truck Permit Fees..... | 52,500    | 52,500    |



|                                   |         |         |
|-----------------------------------|---------|---------|
| 5. Street Railway Valuation.....  | 2,100   | 2,100   |
| 6. Grain Inspection Division..... | 710,000 | 710,000 |

It is hereby provided that from the moneys appropriated by Item 1, there shall be available \$4,000 for each of the years ending June 30, 1942 and June 30, 1943, for the salary of an attorney, who shall be appointed by the attorney general, and that the sum of \$4,000 shall not be supplemented by any amount from any other fund of the Railroad and Warehouse Commission.

There is hereby appropriated the sum of \$1,500 for each of the years ending June 30, 1942 and June 30, 1943, out of Item 6, Grain Inspection Division, which sum is to be used as additional salary for members of the Railroad and Warehouse Commission.

The salaries of those employees heretofore paid out of the account Public Stockyards shall be paid from the account of Livestock Weighing.

Sec. 21. Adjutant General:

|                   | 1942      | 1943      |
|-------------------|-----------|-----------|
| 1. Salaries ..... | \$ 38,880 | \$ 34,980 |

From the amounts appropriated by Item 1, shall be paid the entire salary of the aide to the Governor of the state of Minnesota.

|                              |       |       |
|------------------------------|-------|-------|
| 2. Supplies and Expense..... | 8,500 | 8,500 |
| 3. Indian War Pensions.....  | 2,000 | 2,000 |

Provided that the amounts appropriated by Item 3 shall be prorated amongst the pension-

ers carried on the Indian War Pension rolls.

- 4. National Guard and Home Defense Force .....\$419,610.07   \$338,236

For compensation, supplies and expenses as provided by law; to assist cities and villages in providing, equipping and maintaining armories, for the national guard or home defense force, providing that an equal amount be appropriated for the same purpose by each such city or village, not to exceed \$250.00 for each battery or company for a year, the same to be paid to the commanding officer or armory board in charge of such armory; provided further, that in the reorganization of the state militia, such cities and villages as have heretofore erected and maintained armories, shall be given preference in the organization of new companies. Of the amounts appropriated by Item 4, not to exceed \$2,500 shall be available for each of the fiscal years ending June 30, 1942, and June 30, 1943, for rental of the Minneapolis and St. Paul Municipal Flying Fields, respectively.

In the event that the federal government reimburses the state of Minnesota for the maintenance of armories, the sum of \$100,000 of the amount allowed in Item 4 for the year 1943 shall not be available.

- 5. Naval Militia .....\$ 8,035   \$ 14,650

For compensation, supplies and expenses as provided by law; to assist cities and villages in providing, equipping and

maintaining armories for the naval militia; providing that an equal amount be appropriated for the same purpose by each such city or village, not to exceed \$250.00 for each division or company, the same to be paid to the commanding officer or armory board in charge of such armory; provided further, that in the reorganization of naval militia, such cities and villages as have heretofore erected and maintained armories shall be given preference in the organization of new divisions or companies.

|  |           |           |
|--|-----------|-----------|
| 6. Repairs to National Guard Armories .....                                    | \$ 50,000 | \$ 25,000 |
| 7. For burial of soldiers and sailors  | 1,000     | 1,000     |
| 8. For headstones, markers and sockets for soldiers' and sailors' graves ..... | 1,000     | 1,000     |
| 9. Administration Soldier Welfare Division .....                               | 21,000    | 21,000    |
| 10. Soldiers' Welfare Emergency Relief .....                                   | 22,500    | 22,500    |

Provided, that of the amounts appropriated by the two foregoing items, 9 and 10, there shall be available \$3,000 each year for maintenance of the Marine Disabled Veterans' Rest Camp and \$3,000 each year for maintenance of the Big Island Veterans' Rest Camp.

|                                   |          |
|-----------------------------------|----------|
| 11. War Orphans' Educational Aid. | \$ 4,000 |
|-----------------------------------|----------|

Sec. 22. Commissioner of Administration:

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$119,000 | \$119,000 |
| 2. Supplies and Expense..... | 33,000    | 33,000    |

|  |        |       |
|--|--------|-------|
| 3. Printing Biennial Budget.....               |        | 2,000 |
| 4. Administration Revolving Fund               | 5,000  |       |
| 5. To Supplement Store Revolving<br>Fund ..... | 15,000 |       |

Of the amounts appropriated by Item 1, the sum of \$31,535 for each year shall be paid from the Trunk Highway Fund on account of services to be performed by the Department of Administration in budgeting, allotment and disbursement of trunk highway funds, procuring printing, purchasing supplies, materials and equipment, rental of property and equipment, and supervision and control of contracts for trunk highway purposes, and classifying and fixing salary scales of employees of the Department of Highways.

Of the amounts appropriated by Item 2, the sum of \$8,215 for each year shall be paid and is hereby appropriated from the Trunk Highway Fund on account of expenses and supplies necessarily furnished in the performance of duties prescribed by law on behalf of the Department of Highways.

Provided, that in case such appropriations, or any part thereof, from the Trunk Highway Fund may be adjudged unconstitutional by the courts of this state, an equivalent amount for the aforesaid purpose is hereby appropriated from the General Revenue Fund.

The receipts accruing under Item 4 shall be reappropriated until the end of each fiscal year of the biennium, when such re-

ceipts shall be cancelled into the revenue fund, with the exception of the \$5,000 which shall be available for the fiscal year ending June 30, 1943.

### Sec. 23. Division of Public Property:

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$173,000 | \$173,000 |
| 2. Supplies and Expense..... | 75,000    | 75,000    |
| 3. Central Mailing Station:  |           |           |
| a. Salaries .....            | 4,500     | 4,500     |
| b. Supplies and Expense..... | 500.00    | 500.00    |
| c. For meter machine.....    | 1,800     |           |

The \$1,800 appropriated under Item "c", Subdivision 3 hereof, shall not be cancelled at the end of the 1942 fiscal year but shall become available for expenditure for the fiscal year ending June 30, 1943, or until the purpose for which said sum was appropriated has been accomplished.

|                                     |                |          |
|-------------------------------------|----------------|----------|
| 4. Perpetual Inventory System....   | \$ 6,000       | \$ 6,000 |
| 5. Special repairs and replacements | 10,000         | 5,000    |
| 6. Employees' Compensation .....    | 1941<br>337.47 |          |

### Sec. 24. Public Examiner:

|                                    | 1942             | 1943      |
|------------------------------------|------------------|-----------|
| 1. Salaries .....                  | \$175,000        | \$175,000 |
| 2. Supplies and Expense.....       | 40,000           | 40,000    |
| 3. Salaries, Supplies and Expense. | 1941<br>5,265.77 |           |

### Sec. 25. Department of Agriculture, Dairy and Food:

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries .....                                       | \$ 89,000 | \$ 89,000 |
| 2. Supplies and Expense.....                            | 30,000    | 30,000    |
| 3. Noxious Weed Eradication.....                        | 10,000    | 10,000    |
| 4. Primary Noxious Weed Eradication .....               | 45,000    | 45,000    |
| 5. Cold Storage, Marketing and Produce Inspection ..... | 67,200    | 67,200    |
| 6. Seed Inspection .....                                | 11,800    | 11,800    |

|   |        |        |
|---|--------|--------|
| 7. Nursery Inspection .....                           | 14,700 | 14,700 |
| 8. Apiary Inspection .....                            | 10,000 | 10,000 |
| 9. Egg and Poultry Division.....                      | 16,700 | 16,700 |
| 10. Insect Control .....                              | 2,500  | 2,500  |
| 11. Bacterial Examination of Foods                    | 2,500  | 2,500  |
| 12. Market News Service.....                          | 9,000  | 9,000  |
| 13. Wholesale Dealers' Enforcement                    | 33,500 | 33,500 |
| 14. Beverage Inspection .....                         | 8,000  | 8,000  |
| 15. Feeding Stuffs and Fertilizer<br>Regulation ..... | 42,000 | 42,000 |
|   | 1941   |        |
| 16. Employees' Compensation .....                     | 89.08  |        |

The balances in those funds carried upon the books of the state auditor and the department of agriculture, dairy and food known as Land O'Lakes Butter Inspection, Land O'Lakes Poultry Canning Inspection, De Soto Creamery Company Egg and Poultry Inspection, Armour and Company Dairy Inspection, Kennedy Mayonnaise Products Company Poultry Inspection, Armour and Company Poultry Inspection, Federal and State Dressed Poultry Inspection, World's Triennial Poultry Congress Exhibit are cancelled into the general revenue fund of the state.

Provided that out of any appropriation made under Section 25 of this act, any expenditures necessary to be made to the federal government for compliance with federal regulations and cooperation may be made from any of such appropriations.

**Sec. 26. Commissioner of Banks:**

|                                  |           |           |
|----------------------------------|-----------|-----------|
|                                  | 1942      | 1943      |
| 1. Salaries .....                | \$ 95,000 | \$ 95,000 |
| 2. Supplies and Expense.....     | 26,000    | 26,000    |
|                                  | 1941      |           |
| 3. Employees' Compensation ..... | \$ 46.12  |           |

**Sec. 27. Commissioner of Insurance:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 45,000 | \$ 45,000 |
| 2. Supplies and Expense..... | 8,000     | 8,000     |
| 3. Fee Account .....         | 14,000    | 14,000    |

The salaries of no one of the regular employees of the Department of Insurance or any part thereof shall be paid out of the appropriation provided in Item 3.

|                                     |         |         |
|-------------------------------------|---------|---------|
| 4. Fire Marshal Division.....       | 60,000  | 60,000  |
| 5. Aid to fire departments.....     | 170,000 | 170,000 |
| 6. Surcharge for firemen's relief.. | 80,000  | 80,000  |

**Sec. 28. Commissioner of Securities:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 25,000 | \$ 25,000 |
| 2. Supplies and Expense..... | 4,250     | 4,250     |
| 3. Investigations .....      | 3,100     | 3,300     |

Item 3 is to be used for salaries and expenses incurred in investigations and any refunds for salaries of department employees engaged in special investigations, however not exceeding \$1,000 in either fiscal year, 1942 or 1943, is hereby appropriated to Item 1 hereof.

**Sec. 29. Compensation Insurance Board:**

|                              | 1942     | 1943     |
|------------------------------|----------|----------|
| 1. Salaries .....            | \$ 8,400 | \$ 8,400 |
| 2. Supplies and Expense..... | 500      | 500      |

**Sec. 30. Department of Taxation:**

|  | 1942      | 1943      |
|--|-----------|-----------|
| 1. Salaries .....                              | \$ 65,000 | \$ 65,000 |
| 2. Supplies and Expense.....                   | 10,500    | 10,500    |
| 3. Reassessment Expenses .....                 | 10,000    | 10,000    |
| 4. Appraisal Division .....                    | 7,500     | 7,500     |
| 5. Moneys and Credits Tax Administration ..... | 12,500    | 12,500    |
| 6. Inheritance and Gift Tax:                   |           |           |
| a. Salaries .....                              | 11,500    | 11,500    |
| b. Supplies and Expense.....                   | 2,000     | 2,000     |

|                              |         |         |
|------------------------------|---------|---------|
| 7. Income Tax Division:      |         |         |
| a. Salaries .....            | 179,000 | 179,000 |
| b. Supplies and Expense..... | 50,000  | 47,000  |

The moneys appropriated under Items "a" and "b" of Subsection 7, are to be charged up to income derived by the Income Tax Division as provided by General Laws 1933, Chapter 405, any provision in said act or other acts to the contrary notwithstanding, so that the expense of collecting this fund shall be charged up to the fund and not to the revenue fund.

Provided, that of the amount appropriated by Items "a" and "b" of Subsection 7, there shall be paid salaries, supplies and expense for investigation of foreign corporations.

|                                  |          |         |
|----------------------------------|----------|---------|
| 8. Oil Inspection Division:      |          |         |
| a. Salaries .....                | 152,500  | 152,500 |
| b. Supplies and Expense.....     | 60,000   | 60,000  |
|                                  | 1941     |         |
| c. Employees' Compensation ...\$ | 1,939.97 |         |

Sec. 31. State Board of Tax Appeals:

|                                      |        |           |
|--------------------------------------|--------|-----------|
|                                      | 1942   | 1943      |
| 1. Salaries, Supplies and Expense.\$ | 12,000 | \$ 12,000 |

Sec. 32. Labor and Industry:

|                              |           |           |
|------------------------------|-----------|-----------|
|                              | 1942      | 1943      |
| 1. Salaries .....            | \$176,000 | \$176,000 |
| 2. Supplies and Expense..... | 33,000    | 33,000    |

The amounts appropriated by Items 1 and 2 are to include salaries, supplies and expense for the administration of the voluntary apprenticeship law.

|  |             |  |
|--|-------------|--|
|  | 1941        |  |
| 3. Employees' Compensation .....                       | \$ 7,743.78 |  |
| 4. Employees' Compensation for Executive Council ..... | 2,222.48    |  |



## Sec. 33. Liquor Control Commission:

|  | 1942              | 1943      |
|--|-------------------|-----------|
| 1. Salaries .....  | \$ 75,000         | \$ 75,000 |
| 2. Supplies and Expense and<br>Travel and Subsistence..... | 27,000            | 27,000    |
| 3. Employees' Compensation .....                           | 1941<br>\$ 285.52 |           |

## Sec. 34. Labor Conciliator:

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 23,230 | \$ 23,830 |
| 2. Supplies and Expense..... | 5,000     | 5,000     |

## Sec. 35. Board of Health:

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries .....   | \$ 15,500 | \$ 15,500 |
| 2. Supplies and Expense.....  | 4,000     | 4,000     |
| 2½. Vital Statistics .....  | 20,000    | 20,000    |
| 3. Providing Free Antitoxins and<br>Other Biologics and Chemio-<br>therapy for Communicable<br>Diseases .....   | 12,000    | 12,000    |
| 4. Division of Sanitation.....  | 29,000    | 29,000    |
| Of the amount appropriated<br>by Item 4, \$7,000 thereof shall<br>be available for each of the fiscal<br>years ending June 30, 1942, and<br>June 30, 1943, for Stream Pol-<br>lution Survey, \$5,000 of which<br>shall be transferred for each of<br>the fiscal years, 1942 and 1943,<br>from the Game and Fish Divi-<br>sion fund known as Fish Propa-<br>gation on the records of the State<br>Auditor and the Game and Fish<br>Division. |           |           |
| 5. Preventable Diseases and Lab-<br>oratory .....   | 67,000    | 67,000    |
| 6. Venereal Diseases and Educa-<br>tion Venereal Diseases.....  | 18,000    | 18,000    |
| 7. For aid to typhoid carriers....  | 6,500     | 6,500     |
| 8. Protection for Maternity and In-<br>fancy .....  | 17,500    | 17,500    |
| 9. Indian Health Work.....  | 10,400    | 10,400    |

|                                       |             |        |
|---------------------------------------|-------------|--------|
|                                       | 1941        |        |
| 11. Employees' Compensation . . . . . | \$ 2,400.95 |        |
|                                       | 1942        | 1943   |
| 12. Hotel Inspection . . . . .        | 40,000      | 40,000 |

There is hereby reappropriated to the Department of Health all moneys paid into the department for the certification of milk, for the support of the branch laboratory of the department maintained at the city of Duluth, and fees received at the venereal disease clinic maintained at the state university in defraying the expense incurred in the carrying on of these respective activities.

**Sec. 36. Livestock Sanitary Board:**

|  |           |           |
|--|-----------|-----------|
|  | 1942      | 1943      |
| 1. Salaries . . . . .  | \$ 57,000 | \$ 57,000 |
| <p>Provided that out of the moneys appropriated by Item 1 hereof, \$5,000 shall be for the annual salary of the secretary of the Livestock Sanitary Board.</p> |           |           |
| 2. Supplies and Expense . . . . .  | 27,000    | 27,000    |
| 3. Hog Cholera . . . . .   | 3,500     | 3,500     |
| 4. Bang's disease indemnity and Bang's disease expense fund. . . . .   | 142,500   | 142,500   |
| 5. Tuberculosis control general indemnity fund, and tuberculosis control expense fund . . . . .  | 100,000   | 90,000    |
| 6. Biologics for Anthrax Vaccination . . . . .   | 600.00    | 600.00    |
|  | 1941      |           |
| 7. Employees' Compensation . . . . .   | \$ 801.37 |           |

**Sec. 37. Department of Conservation:**

|                                    |           |           |
|------------------------------------|-----------|-----------|
|                                    | 1942      | 1943      |
| <b>A. Administration:</b>          |           |           |
| 1. Salaries . . . . .              | \$ 15,000 | \$ 15,000 |
| 2. Supplies and Expense . . . . .  | 3,500     | 3,500     |
| 3. Bureau of Information . . . . . | 42,500    | 42,500    |
| 4. Legal Bureau . . . . .          | 7,000     | 7,000     |

Provided that three-fourths of the amounts appropriated by Items 1 and 2 of Subdivision "A", Section 37, and all of the amounts appropriated by Items 3 and 4, shall be transferred and reappropriated from the fund known as Game and Fish on the books of the state auditor and the records of the Game and Fish Division.

**B. Division of Water Resources and Engineering:**

|                   | 1942      | 1943      |
|-------------------|-----------|-----------|
| 1. Salaries ..... | \$ 40,000 | \$ 40,000 |

Provided that of the amounts appropriated in Item 1 of Subdivision "B" hereof, \$20,000 thereof shall be transferred and reappropriated from the fund known as "Game and Fish" on the books of the state auditor and the records of the Game and Fish Division, for each of the fiscal years 1942 and 1943.

|                              |           |           |
|------------------------------|-----------|-----------|
| 2. Supplies and Expense..... | \$ 13,500 | \$ 13,500 |
|------------------------------|-----------|-----------|

Provided that of the amounts appropriated in Item 2 of Subdivision "B" hereof, \$5,500 thereof shall be transferred and reappropriated from the fund known as "Game and Fish" on the books of the state auditor and the records of the Game and Fish Division, for each of the fiscal years 1942 and 1943.

|                         |       |       |
|-------------------------|-------|-------|
| 3. Stream Gauging ..... | 6,250 | 6,250 |
|-------------------------|-------|-------|

Provided that of the amounts appropriated in Item 3 of Subdivision "B" hereof, \$3,000 thereof shall be transferred and reappropriated from the fund known as "Game and Fish" on the books of the state auditor and the records of the Game and

Fish Division, for each of the fiscal years 1942 and 1943.

|                               |        |        |
|-------------------------------|--------|--------|
| 4. Drain Tile Inspection..... | 750.00 | 750.00 |
|-------------------------------|--------|--------|

**C. Division of Forestry and Fire Prevention:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$138,167 | \$138,167 |
| 2. Supplies and Expense..... | 50,000    | 50,000    |
| 3. Buildings and Towers..... | 4,000     | 4,000     |
| 4. Equipment .....           | 20,000    | 20,000    |
| 5. Fire Fighting.....        | 50,000    | 50,000    |

Of the amount appropriated by Item 5 hereof, \$25,000 for the year ending June 30, 1942, and \$25,000 for the year ending June 30, 1943, is transferred and reappropriated from the fund known as Game and Fish on the books of the state auditor and the records of the Game and Fish Division.

|   |             |        |
|---|-------------|--------|
| 6. Nursery .....  | 6,000       | 6,000  |
| 7. Power Spraying .....                                   | 350.00      | 350.00 |
| Receipts received under Item 7 are hereby reappropriated. |             |        |
| 8. Timber .....   | 32,000      | 32,000 |
| 9. Christmas Trees Law Enforcement .....                  | 14,000      | 14,000 |
| 10. Land Acquisition .....                                | 850.00      | 855.99 |
|   | 1941        |        |
| 11. Employees' Compensation .....                         | \$ 3,624.73 |        |

**D. Division of Lands and Minerals:**

|                               | 1942      | 1943      |
|-------------------------------|-----------|-----------|
| 1. Salaries .....             | \$101,380 | \$101,380 |
| 2. Supplies and Expense.....  | 19,000    | 19,000    |
| 3. Testing Low Grade Ore..... | 10,000    | 10,000    |
| 4. Revolving Fund.....        | 8,400     |           |

The revolving fund established under Item 4 shall be used to pay weighmasters salaries, such revolving fund to be supplemented by payment of such salaries by the mining companies for which such services

are performed and such revolving fund of \$8,400 is not to be cancelled at the end of either of the fiscal years, 1942 or 1943.

|                                      |      |      |
|--------------------------------------|------|------|
|                                      | 1941 |      |
| 5. Employees' Compensation . . . . . | \$   | 7.39 |

**E. Division of Parks:**

|   | 1942     | 1943     |
|---|----------|----------|
| 1. Administrative Salaries . . . . .                  | \$ 9,200 | \$ 9,200 |
| 2. Administrative Supplies and Expense . . . . .      | 2,100    | 2,100    |
| 3. For Maintenance and Improvement of Parks . . . . . | 65,000   | 65,000   |
|   | 1941     |          |
| 4. Revolving Fund . . . . .                           | \$ 7,500 |          |
| 5. Employees' Compensation . . . . .                  | 380.11   |          |

Provided that of the amount appropriated in Item 3 of Subdivision "E", the amount of \$2,500 for each year shall be used for the purpose of oiling roads in said state parks.

Provided that none of the money hereby appropriated in Subdivision "E" shall be used for the purpose of building tourist cabins in any of the state parks.

The amount appropriated under Item 4 is to be used as a working capital fund for revenue producing facilities. Such fund is not to be cancelled at the end of the fiscal years, 1941, 1942 or 1943, and the receipts collected through such working capital fund are hereby reappropriated until the end of each fiscal year, when the balance remaining in said fund, with the exception of the \$7,500, shall be cancelled into the revenue fund.

**F. Tourist Bureau:**

|                              | 1942      | 1943      |
|------------------------------|-----------|-----------|
| 1. Salaries .....            | \$ 12,370 | \$ 12,370 |
| 2. Supplies and Expense..... | 47,630    | 47,630    |
|                              | 1941      |           |
| 3. Supplies and Expense..... | \$ 6,000  |           |

Provided that from Item 1, Subdivision "F," there shall be paid \$4,000 per year for the salary of the director of the tourist bureau, and providing further that he shall not receive any additional salary from any other state department.

For claims for advertising service incurred in the fiscal year ending June 30, 1940, payment of which, upon the approval of the commissioner of administration, without prior allotment or encumbrance, is hereby authorized to be charged against the unexpended balance of prior appropriations, hereby reappropriated, and to be available for the fiscal year ending June 30, 1941, \$10,243.98.

**G. Division of Game and Fish:**

|  | 1942      | 1943      |
|--|-----------|-----------|
| 1. Administration .....                          | \$ 88,600 | \$ 90,100 |
| 2. Law Enforcement .....                         | 400,000   | 410,000   |
| 3. Fish Propagation .....                        | 300,000   | 300,000   |
| 4. Research .....                                | 60,000    | 60,000    |
| 5. Lake and Stream Improvement.                  | 80,000    | 80,000    |
| 6. Public Shooting Grounds.....                  | 96,000    | 96,000    |
| 7. Pittman-Robertson Revolving<br>Fund .....     | 150,000   |           |
| 8. Public Hunting Grounds.....                   | 63,000    | 63,000    |
| 9. Rough Fish Removal Revolving<br>Fund .....    | 140,000   |           |
| 10. State Soil Conservation Com-<br>mittee ..... | 2,000     | 2,000     |

The amounts appropriated by Subdivision "G" hereof are hereby appropriated out of receipts

accruing for the fiscal years 1942 and 1943, and balances of the Division of Game and Fish at the end of the fiscal year ending June 30, 1941, which are hereby reappropriated and are not to be charged against the general revenue fund.

All of the income, receipts and fees collected by the Division of Game and Fish, not appropriated or transferred to other divisions or departments of the state government by the provisions of this act, excepting the five per cent administrative charge provided by Laws 1939, Chapter 431, Article II, Section 20, shall be deposited in the state treasury to and for the benefit of the Division of Game and Fish.

The amounts allocated in this subdivision for the various activities therein mentioned are the maximum amounts that may be used for such activities, provided, however, that any item hereinbefore set forth in subdivision "G" may be increased to the extent of ten per cent of the maximum amount of any such item in the event an emergency arises which, in the discretion of the commissioner of conservation and the commissioner of administration, warrants such additional expenditure and upon condition that there is a sufficient amount in the Game and Fish Funds available for such increase.

Provided the funds appropriated by Item 7 shall act as a revolving fund into which moneys received from the federal government in reimburse-

ment shall be paid. All moneys in said revolving fund shall be available for use, and if said fund is insufficient to match the federal moneys available, it may be supplemented by transfers from any game and fish license fees not otherwise allocated in this subdivision, or if allocated, not needed for the activity to which they are credited.

**Sec. 38. Surveyor of Logs and Lumber:**

|                                   | 1942     | 1943     |
|-----------------------------------|----------|----------|
| 1. Salaries . . . . .             | \$ 5,700 | \$ 5,700 |
| 2. Supplies and Expense . . . . . | 750.00   | 750.00   |
| 3. Scaling Fees . . . . .         | 8,900    | 8,900    |

**Sec. 39. Minnesota Resources Commission:**

|   | 1942      | 1943      |
|---|-----------|-----------|
| 1. Salaries, Supplies and Expense . . . . . | \$ 21,720 | \$ 21,720 |

**Sec. 40. Land Exchange Commission:**

The balance of the appropriation made by Laws 1939, Chapter 382, Section 8, is hereby cancelled into the general revenue fund.

**Sec. 41. Division of Employment and Security:**

|                                       | 1942      | 1943      |
|---------------------------------------|-----------|-----------|
| 1. State Employment Service . . . . . | \$ 63,140 | \$ 63,140 |

**Sec. 42. General Contingent Fund:**

|                                      | 1942      | 1943      |
|--------------------------------------|-----------|-----------|
| 1. General Contingent Fund . . . . . | \$ 50,000 | \$ 50,000 |

The above amounts to be expended under the supervision of the Legislative Advisory Committee.

**Sec. 42½. Division of Public Institutions:**

|   | 1943      |
|---|-----------|
| 1. Current expense for the School for the Feeble-Minded available for the year ending June 30, 1943 . . . . . | \$100,000 |

**Sec. 43. Funds transferred.**—That fund known as "Minnesota Telephone Rate Investigation Fund", established by



Laws 1937, Chapter 426, is hereby abolished, and the balance in said fund shall be transferred into and become a part of the general revenue fund.

**Sec. 44. Trust fund abolished—moneys transferred.**—Laws 1925, Chapter 396, is hereby repealed, and the trust fund thereby established is abolished. All money and securities remaining in said trust fund shall be transferred into and become a part of the general revenue fund.

**Sec. 45. Laws repealed.**—Mason's Supplement 1940, Sections 6513-9, 6513-10, 6513-11 and 6513-12 are hereby repealed.

**Sec. 46. Fees not to be increased or decreased.**—The fees fixed for the various accounts for which an appropriation is made in this act pursuant to existing authority of law shall be neither increased or decreased except with the approval of the commissioner of administration. All adjustments in fees shall be made to the end that the total fees received shall approximate the amount appropriated for the several funds less any balances cancelled into the general revenue fund as provided in Section 47 hereof.

**Sec. 47. Unobligated balances cancelled—exceptions.**—The unobligated balances on hand as of June 30, 1941, June 30, 1942 and June 30, 1943, in the several appropriations and accounts for each of the state departments or divisions for which an appropriation is made herein, except the accounts provided in Subdivision "G" of Section 37, and unless otherwise excepted in this act, are hereby cancelled into the general revenue fund for the fiscal years ending June 30, 1941, June 30, 1942 and June 30, 1943, and except the balances remaining in the motor vehicle division of the Secretary of State's office, which balances are to be covered into the Trunk Highway Fund. Any balance remaining in the account Painting Standards Division, of the Department of Labor and Industry, after the provisions of Laws 1941, Chapter 282, have been carried out, shall be cancelled into the general revenue fund.

**Sec. 48. All funds to be deposited in state revenue fund—exceptions.**—Except as herein otherwise specifically provided, and except all federal aid, contributions or reimbursements received; for any account of any division or department for which an appropriation is made in this act, all income, including fees or receipts of any nature whatsoever, shall be deposited in and for the benefit of the general revenue fund.

**Sec. 49. State auditor and state treasurer to set aside inheritance taxes.**—The state auditor and state treasurer are hereby authorized to set aside in a separate account the amount due the several counties as their share of the state inheritance tax under the provisions of General Laws 1911, Chapter 209, Section 21-D, and acts amendatory thereof, and to pay to the county treasurer of the several counties such amounts at the end of each fiscal year.

**Sec. 50. Not to use moneys except as provided in act.**—It is hereby made illegal for any official or head of any state department or any employee thereof to use moneys appropriated by this act or fees collected for any other purpose than the purpose for which such moneys have been appropriated and any such act by any head of a department or any state official is hereby declared to be illegal and be cause for immediate removal of such official or head of a state department from the position he holds with the government of this state, or if proof is made of such charge before any judge of any district court of this state, such court may cause such official or head of a state department to be removed upon proof being duly made of the misappropriation or for any other purpose than which the appropriation was made, except in an emergency and then only with the approval of the commissioner of administration. Provided, however, that funds may be transferred to the credit of the State Employees' Retirement Fund and used for the purposes thereof, as provided by law.

**Sec. 51. Expenditures to be approved by commissioner of administration.**—All the foregoing appropriations herein contained are to be expended subject to the provisions of Laws 1939, Chapter 431. No appropriation shall become available for expenditure until such estimates as required by Section 16, Article II of such act shall have been approved by the commissioner of administration. No obligation involving expenditure of money shall be entered into unless there is a balance in the appropriation available not otherwise encumbered to pay obligations previously incurred.

**Sec. 52. Shall not use funds for publicity representative—exceptions.**—No state department, bureau or division, whether the same operates on funds appropriated or receipts or fees of any nature whatsoever, except the Department of Rural Credits, Highway Department, and Game and Fish Division, shall use any of such funds for the payment of the salary or expenses of a publicity representative. The head of any such department, bureau or division shall be personally liable for funds spent contrary to this provision. This act shall not be

construed, however, as preventing any such department, bureau or division from sending out any bulletins or other publicity required by any state law or necessary for the satisfactory conduct of the business for which such department, bureau or division was created.

Approved April 28, 1941.

---

CHAPTER 549—H. F. No. 1427

*An act defining and regulating hospitals, sanatoriums, rest homes, nursing homes, boarding homes and related institutions; to provide for the granting, suspending and revoking of licenses therefor; to provide for penalties for a violation thereof.*

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

**Section 1. Hospitals, etc., must obtain licenses.**—No person, partnership, association, or corporation shall establish, conduct, or maintain in the state of Minnesota any hospital, sanatorium, rest home, nursing home, boarding home or other institution for the hospitalization and/or care of human beings without first obtaining a license therefor in the manner hereinafter provided.

Hospital, sanatorium, rest home, nursing home, boarding home, and other related institutions, within the meaning of this act, shall mean any institution, place, building or agency in which any accommodation is maintained, furnished or offered for any fee, gift, compensation or reward, or in expectation thereof, for the hospitalization of the sick or injured or care of any aged or infirm persons requiring or receiving chronic or convalescent care. Provided, however, nothing in this act shall apply to hotels or other similar places that furnish only board and room, or either, to their guests.

Nothing in this act shall authorize any person, partnership, association or corporation to engage, in any manner, in the practice of healing, or the practice of medicine, as defined by law.

**Sec. 2. Existing hospitals, etc., to obtain licenses.**—No person, partnership, association or corporation may continue to operate an existing hospital, sanatorium, rest home, nursing home, or boarding home, nor open a hospital, sanatorium,