

board at not to exceed \$3.00 per day and mileage as now fixed by law and; such compensation as the county board shall allow the county auditor *in an amount not to exceed five per cent of his annual salary* and for other necessary clerical help. *Compensation allowed to members of county boards hereunder shall be in addition to other compensation allowed by law, provided that the amount received hereunder shall not increase the total compensation received by any such member to more than \$1200 for any one year; provided that when disbursements are made from the fund for repairs, refundments, expenses of actions to quiet title, or any other purpose, which particularly affects specific parcels of forfeited lands, the amount of such disbursements shall be charged to the account of the taxing districts interested in such parcels.* The county auditor shall make an annual settlement of the net proceeds received from sales and rentals by the operation of this act, at the regular March settlement, for the preceding calendar year. *In all counties within whose territorial boundaries there is situated a city of the first class, from said "Forfeited Tax Sale Fund," the authorities duly charged with the execution of the duties imposed by this act, at their discretion, may expend moneys for the cutting down of weeds on all tax-forfeited lands, provided, however, that in any year, the moneys to be expended therefor shall not exceed in amount more than 5% of the net proceeds of said "Forfeited Tax Sale Fund" during the preceding calendar year, or \$5,000.00, whichever is the lesser sum.*

Approved April 16, 1943.

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CHAPTER 473—H. F. No. 316.

(AMENDING SECTIONS 393.01; 264.01; 264.02; 264.03 AND 264.04 MINNESOTA STATUTES 1941.)

*An act relating to county welfare boards in certain counties, amending Mason's Supplement 1940, Section 974-11, Subdivision (D), as amended by Laws 1941, Chapter 261, Section 1, Subdivision (D); Mason's Minnesota Statutes of 1927, Sections 3196, 3197, and 3198; and Mason's Supplement 1940, Section 3199, as amended by Laws 1941, Chapter 227, Section 1.*

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 974-11, Subdivision (d), as amended by Laws 1941, Chapter

261, Section 1, Subdivision (d), is hereby amended to read as follows:

“Subd. (d). **Board of poor commissioners to be county welfare board in St. Louis County.**—In any county in this state having a population of more than 75,000 and an area of over 5,000 square miles, the board of poor commissioners shall be continued as the county welfare board and shall be appointed or elected as provided by Mason’s Minnesota Statutes of 1927, Sections 3196, 3197, and 3198, and Mason’s Supplement 1940, Section 3199. The said board shall receive such compensation and shall have and exercise all the powers as provided by the Mason’s Minnesota Statutes of 1927, Sections 3196, 3197, and 3198, and Mason’s Supplement 1940, Section 3199, in addition to any other and further powers granted herein and shall have and perform all the additional duties referred to in Mason’s Supplement 1940, Section 974-17.”

Sec. 2. **Law amended.**—Mason’s Minnesota Statutes of 1927, Section 3196, is hereby amended to read as follows:

“3196. **Board of poor commissioners—how constituted.**—In counties having a population of over 75,000, and an area of over 5,000 square miles, *the county welfare board shall consist of three members* appointed by the board of county commissioners of such county, with the approval of the judges of the district court of the judicial district in which such county is located. *The successor to the member whose term expires on the first Monday in January, 1944, shall be appointed for a term of six years. The term of the member whose term would otherwise expire on the first Monday of January, 1945, shall be extended until the first Monday in January, 1946, at which time his successor shall be appointed for a period of six years. The term of the member whose term would otherwise expire on the first Monday in January, 1946, shall be extended to the first Monday of January, 1948, at which time his successor shall be appointed for a term of six years. Thereafter members shall be appointed for a term of six years beginning on the first Monday in January of each even numbered year and vacancies shall be filled by like appointment for the unexpired terms. Annually on the first Monday in January, the board shall elect from its number a chairman, and vice-chairman to serve for one year, and until their successors qualify. It shall make rules for the government of its proceedings, and fixing the time for holding its meetings, and may amend the same at any time; provided, however, that all of its meetings shall be public. The members shall receive \$10 per day but not to exceed \$250 in any one year, and each shall be repaid out of the county welfare fund his*

necessary expenses, a verified and itemized statement of which shall be filed with and approved by the board. It shall be provided with a suitable office, the expenses whereof shall be paid out of the county *welfare* fund."

Sec. 3. **Law amended.**—Mason's Minnesota Statutes of 1927, Section 3197, is hereby amended to read as follows:

"3197. **Powers and duties of board.**—Such *welfare* board created by section 3196 shall have all the powers and duties enumerated for county *welfare* boards in Mason's Supplement 1940, Section 974-17, and the powers and duties relative to the care of the poor previously appertaining to the board of poor commissioners or county *welfare* board of any such county, or which in counties having the county system, appertain to the county board. All moneys arising from the labor of poor persons in its care, or from the produce of the poor farm, shall be paid into the county treasury to the credit of the *welfare* fund. No money shall be paid from such fund, except on vouchers of the board, signed by its executive secretary, and audited and certified by the county auditor as provided by Laws 1941, Chapter 118."

Sec. 4. **Law amended.**—Mason's Minnesota Statutes of 1927, Section 3198, is hereby amended to read as follows:

"3198. **Clerk—how paid—salary.**—Such *welfare* board created by section 3196 shall appoint as by law provided an executive secretary to serve during its pleasure and fix his compensation which shall be paid out of the county *welfare* fund and shall not exceed \$5,000. He shall be the chief executive officer and the administrative head of the *welfare* department, and keep a record of all the doings of the board; preserve in its office all documents relating to its business; and record the name and address of each person by or for whom relief has been granted with the amount and date thereof. He shall investigate the condition and needs of all persons by or for whom application is made for relief, and report to the board thereon. Subject to the provisions of Laws 1941, Chapter 423, and subject to the approval of the board he shall appoint and remove such assistants and clerical help as he may deem necessary to perform the duties of the *welfare* department."

Sec. 5. **Law amended.**—Mason's Supplement 1940, Section 3199, as amended by Laws 1941, Chapter 227, Section 1, is hereby amended to read as follows:

"3199. **Tax levy for poor relief.**—On or before October 1, in each year, such *welfare* board created by section 3196 shall, pre-

pare and present to the board of county commissioners a detailed budget request for the expenditures for welfare purposes deemed necessary for the ensuing year, together with the estimated income for the welfare fund from sources other than the current tax levy and the amount which it shall be necessary to levy to provide a total fund equal to the proposed expenditures, as provided by Laws 1941, Chapter 118. Provided that the total tax levy for such welfare purposes, except for the erection or repair of buildings, shall not exceed an amount equal to six mills on each dollar of assessed valuation. If at any time during any year such welfare board shall determine that the amount previously levied will be inadequate to meet the minimum requirements of any activity for the balance of the year, it shall present such information to the board of county commissioners. Whereupon the said board of county commissioners may authorize the expenditure of additional sums in specific itemized amounts and when so authorized such welfare board may appropriate and expend such additional amounts, and all acts or parts of acts prohibiting or placing a penalty on such expenditures shall be of no effect in such cases. Immediately upon authorizing such additional expenditures, the board of county commissioners shall provide for the financing of such expenditures and for such purpose it shall first transfer any amounts remaining unencumbered in any county fund levied for specific items, which in the judgment of the board of county commissioners can be diverted therefrom without serious detriment to the efficiency of county government or to the public health and safety; second, if the amounts so available for transfer shall be less than the contemplated deficit, the board of county commissioners shall levy a tax to finance the remaining deficiency of not to exceed two mills on each dollar of assessed valuation, to be spread by the county auditor for the ensuing year, which levy may be in addition to any authorized tax levy for the county welfare fund for such ensuing year; third, if the amounts transferred and the amount calculated to be received from the maximum deficiency tax levy hereby authorized shall not be sufficient to finance such contemplated deficit, then any remaining deficiency may, upon resolution adopted by a five-sevenths vote of the board of county commissioners, be financed by the issuance and sale of county welfare deficiency bonds, said bonds to be issued and sold subject to the provisions of Laws 1927, Chapter 131, as amended, except that a vote of the people shall not be required and the last maturity of said bonds shall not be later than three years from the date of issue."

Approved April 16, 1943.