

juries and damages sustained by reason of the negligence of the Highway Department on June 21, 1941, on Trunk Highway No. 71, in Todd County	5,643.65
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Approved April 24, 1943.

CHAPTER 663—H. F. No. 1457.

An act to provide relief and assistance for certain persons who shall have been in active service in the military or naval forces of the United States, and appropriating money therefor.

WHEREAS, a state of war exists between the United States of America and Germany, Japan, Italy, and their Allies, and

WHEREAS, the State of Minnesota is engaged with the United States of America in the defense of the nation and the state, and

WHEREAS, the State of Minnesota is giving freely of its sons and daughters in that defense, and

WHEREAS, it is for the public good to encourage the spirit of the sons and daughters so engaged in the defense of the state and nation by assuring them at this time of the interest and assistance of the state in their re-entering the pursuits of civilian life when the war is over,

Now, THEREFORE, for the foregoing and other reasons:

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

Section 1. **Definitions.**—The word "soldier" as used in this act means any man or woman who shall have been engaged in active service as a part of the military or naval forces of the United States in the war between the United States and Germany, Japan, Italy, and their Allies, and who was a resident of the State of Minnesota at the time he was commissioned, enlisted, inducted, appointed, or mustered into the military or naval service, and who has been or may be given an honorable or ordinary discharge from such service; provided that such service shall have been given wholly or in part between December 7, 1941, and the cessation of hostilities as declared by proper federal authority and shall have continued for not less than ninety days unless terminated sooner by disability due to service in the military or naval forces.

Sec. 2. **War Veteran's fund created.**—Subdivision 1. There is hereby created a special fund to be known as the War Veterans

Fund to be used for the purposes hereinafter specified. To provide money for said fund, the state auditor is hereby authorized and directed to set aside on July 1, 1943, out of the surplus remaining in the general revenue fund unencumbered, after first deducting the sum of \$1,000,000 for a reserve balance in said fund, and the further sum of \$2,000,000 for prepayment of state debt, a sum not to exceed \$2,500,000. When so set aside, the money shall be credited to the War Veterans Fund and until needed for the purpose for which it was appropriated, such money shall be used only as provided in Subdivision 2 of this section.

Subd. 2. Whenever there shall be money in the War Veterans Fund which is not currently needed, the Commissioner of Veterans' Affairs shall certify to the state board of investment the amount thereof and when it will be needed for the purposes of this act. Upon receipt of the certification, the state board of investment may invest the amount so certified in bonds or securities of the United States of America, so conditioned as to be convertible into cash without discount through federal government agencies at the option of the state on or before the time when the proceeds will be needed as certified by the Commissioner of Veterans' Affairs. At or before the time so certified, except as the Commissioner of Veterans' Affairs may certify that there is no current need therefor, the board shall proceed to cash such bonds or securities and shall deposit the proceeds in the War Veterans Fund. All interest and profit accruing from the bonds or securities shall be credited to and be a part of the general revenue fund.

Sec. 3. **Appropriation for War Veteran's Fund.**—There is hereby appropriated out of the War Veterans Fund to the Commissioner of Veterans' Affairs for the purposes of this act the sum of \$2,500,000. The money so appropriated shall be available for expenditure by the Commissioner of Veterans' Affairs on and after July 1, 1943, in such amounts and at such times as may be determined by the Governor after he has consulted with the legislative advisory committee and secured its recommendation, which shall be advisory only. Failure or refusal of the committee to make such recommendation shall be deemed a negative recommendation.

Sec. 4. **How expended.**—Of the amount appropriated by Section 3 hereof, not more than the sum of \$1,250,000 shall be expended by the Commissioner of Veterans' Affairs for the purpose of providing the necessities of life, on the basis of need as determined by the Commissioner of Veterans' Affairs, to soldiers who are not receiving or have received payment of any benefits therefor from the United States, provided that not more than \$250 shall be expended for the benefit of any individual soldier, and said benefits shall not continue for longer than six months after discharge from service.

Sec. 5. Limitation of expenditures.—Subdivision 1. Of the amount appropriated by Section 3 hereof, not more than the sum of \$1,250,000 shall be expended by the Commissioner of Veterans' Affairs for tuition of soldiers, or the children of soldiers who have died as a result of their service in the military or naval forces of the United States as determined by the United States Veterans' Administration or other instrumentality of the United States, in the University of Minnesota, a state teacher's college, a junior college, or any other college of higher learning within the state accredited by the North Central Association of Colleges and Secondary Schools, or in a trade school in the state which may be approved by the State Department of Education, for any course which such soldier or child may elect, provided that not more than \$250 shall be expended for the benefit of any individual soldier or child under this section, and that need therefor shall be established, and determined by the Commissioner of Veterans' Affairs. Payments of tuition as provided for herein shall be made by the Commissioner of Veterans' Affairs directly to the institution in which the course of instruction is given upon such conditions as shall be imposed by the Commissioner of Veterans' Affairs.

Subd. 2. None of the provisions of Section 5, Subdivision 1, shall be made available to any soldier who is entitled to the same or similar benefits under any law of the United States, rule or regulation of any Department thereof, now in force or hereafter created; nor shall any soldier or child be entitled to benefits under both said section and Section 4 of this act.

Subd. 3. Each such institution shall certify to the Commissioner of Veterans' Affairs of the state the names of all applicants for benefits under this section who have presented to such institution an honorable discharge from the armed forces of the United States or proof of the service of the parent of such applicant.

Subd. 4. Each such institution shall make triplicate lists of such applicants, showing the name of each applicant, the unit of such armed forces in which the applicant or the parent of the applicant served, the course selected, and the charge for tuition for such course which shall be not more than the regular charge, and file the same with the Commissioner of Veterans' Affairs, who shall check such lists with such records as are on file in his office or as can be procured from reliable sources; the Commissioner of Veterans' Affairs shall thereupon certify to such institution the names of the applicants on such lists who are eligible for the benefits provided for in this act. --At the end of each semester or term, each institution shall certify one of such lists certified to such institution by the Commissioner of Veterans' Affairs, showing the period each student listed thereon has attended and the proportion and amount of tuition applicable to such semester or term, and file

the same with the Commissioner of Veterans' Affairs, who shall check such list and, if correct, authorize payment of the amounts due thereon in the manner provided by law.

Sec. 6. Commissioner of Veteran's affairs to employ assistants.—Subdivision 1. The Commissioner of Veterans' Affairs is hereby empowered to employ such assistance and to incur such other expense as may be necessary for the administration and the carrying out of the provisions of this act. The funds necessary for the administration and carrying out of the provisions of this act including the subsistence of the members of the advisory committee and their traveling expenses at the rate of 15 cents per mile, shall be expended from the War Veterans Fund.

Subd. 2. The state department of civil service shall establish a special register in the classified service of the state from which may be certified the employees engaged in the administration of this act. No person, other than technically trained or highly skilled persons shall be placed on the special register, unless he is a soldier as defined in this act or a veteran as defined by Section 254-79, Mason's Minnesota Supplement 1940. The Commissioner of Veterans' Affairs, whenever he deems it practicable, shall employ in the administration of this act persons certified from the special register provided for herein. Pending the establishment of the special register, the Commissioner of Veterans' Affairs may employ temporary employees, but he shall so far as practicable employ a soldier as defined in this act.

Sec. 7. How expended.—Subdivision 1. Except as provided in Subdivision 2 hereof, all money expended hereunder shall be subject to Laws 1939, Chapter 431, as amended.

Subd. 2. Money appropriated by this act shall not be cancelled into the general revenue fund until the purposes of this act shall have been fully and completely accomplished. When the purposes of this act have been fully and completely accomplished, the Commissioner of Veterans' Affairs shall certify that fact to the state auditor.

Approved April 24, 1943.

CHAPTER 664—H. F. No. 1459.

(AMENDING SECTION 46.16 MINNESOTA STATUTES 1941.)
An act relating to the salary of Governor and amending Mason's Minnesota Statutes of 1927, Section 252, Paragraph 1 office of governor.