

SESSION LAWS
OF THE
STATE of MINNESOTA

PASSED DURING THE
FIFTY-THIRD SESSION

OF THE
STATE LEGISLATURE

AT THE SESSION COMMENCING
JANUARY 5, 1943

PUBLISHED BY
COMMISSIONER OF ADMINISTRATION
SAINT PAUL



The matter in SMALL CAPS (enclosed in parentheses) between the Chapter number and the title of the Act, and the annotations in **bold-face type**, preceding each section, are no part of the law, but are inserted as required by statute.

The matter in *italics* shows where a section of a law previously enacted has been changed.

COMMISSIONER OF ADMINISTRATION.

STATE OF MINNESOTA

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS by the enactment of Chapter 171, Laws of 1941, the Legislature proposed an amendment to Article VIII, Section 6, of the Constitution of the State of Minnesota for the approval or rejection of the electors of the State at the recent election held on the third day of November, 1942, providing that said section when amended shall read as follows:

“Section 6. The permanent school, permanent university and swamp land funds of this state may be loaned to or invested in the bonds of any county, school district, city, town, or village of this state and in first mortgage loans secured upon improved and cultivated farm lands of this state, but no such investment or loan shall be made until approved by the board of commissioners designated by law to regulate the investment of the permanent school fund and the permanent university fund of this state; nor shall such loan or investment be made when the bonds to be issued or purchased would make the entire bonded indebtedness exceed 15 per cent of the assessed valuation of the taxable property of the county, school district, city, town, or village issuing such bonds; nor shall any such farm loan or investment be made when such investment or loan would exceed 30 per cent of the actual cash value of the farm land mortgaged to secure said investment; nor shall such investments or loans be made at a lower rate of interest than two per cent per annum, nor for a shorter period than one year nor for a longer period than 30 years and no change of the town, school district, city, village, or county lines shall relieve the real property in such town, school district, county, village or city in this state at the time of issuing such bonds from any liability for taxation to pay such bonds.”

AND WHEREAS it appears from the official canvass of the

votes cast at the said election held on November 3, 1942, for and against the aforesaid proposed amendment, made in conformity with the law, that the majority of all electors voting at such election voted for its adoption:

NOW, THEREFORE, I, Harold E. Stassen, Governor of the State of Minnesota, by virtue of the authority vested in me and in compliance with law, do hereby publish and proclaim that said proposed amendment of Article VIII, Section 6, of the Constitution of the State of Minnesota, has been ratified and adopted as prescribed by the constitution and laws of the State.

IN TESTIMONY WHEREOF I have hereunto set my hand and caused the Great Seal of the State to be affixed this 28th day of November, 1942.

HAROLD E. STASSEN,
Governor of Minnesota.

(Great Seal)

Attest:

MIKE HOLM,
Secretary of State.

STATE OF MINNESOTA EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS by the enactment of Chapter 555, Laws of 1941, the Legislature proposed an amendment to Article IV, Section 36, of the Constitution of the State of Minnesota for the approval or rejection of the electors of the State at the recent election held on the third day of November, 1942, providing that said section when amended shall read as follows:

“Section 36. Cities and villages may adopt charters—classification of cities for legislative purposes.—Any city or village in this state may frame a charter for its own government as a city consistent with and subject to the laws of this state, as follows: The legislature shall provide, under such

restrictions as it deems proper, for a board of fifteen freeholders, who shall be and for the past five years shall have been qualified voters thereof, to be appointed by the district judges of the judicial district in which the city or village is situated, as the legislature may determine, for a term in no event to exceed six years, which board shall, within six months after its appointment, return to the chief magistrate of said city or village a draft of said charter, signed by the members of said board, or a majority thereof. Such charter shall be submitted to the qualified voters of such city or village at the next election thereafter, and if four-sevenths of the qualified voters voting at such election shall ratify the same it shall, at the end of thirty days thereafter, become the charter of such city or village as a city, and supersede any existing charter and amendments thereof; Provided, that in cities having patrol limits now established, such charter shall require a three-fourths majority vote of the qualified voters voting at such election to change the patrol limits now established. Before any city shall incorporate under this act the legislature shall prescribe by law the general limits within which such charter shall be framed. Duplicate certificates shall be made setting forth the charter proposed and its ratification, which shall be signed by the chief magistrate of said city or village and authenticated by its corporate seal. One of said certificates shall be deposited in the office of the secretary of state, and the other, after being recorded in the office of the register of deeds for the county in which such city or village lies, shall be deposited among the archives of such city or village, and all courts shall take judicial notice thereof. Such charter so deposited may be amended by proposal therefor made by a board of fifteen commissioners aforesaid, published for at least once each week for four successive weeks in a legal newspaper of general circulation in such city or village, and accepted by three-fifths of the qualified voters of such city or village voting at the next election and not otherwise; but such charter shall always be in harmony with and subject to the constitution and laws of the state of Minnesota. The legislature may prescribe the duties of the commission relative to submitting amendments of charter to the vote of the people, and shall provide that upon application of five per cent of the legal voters of any city or village, by written petition, such commission shall submit to the vote of the people proposed amendments to such charter set forth in said petition. The board of freeholders above provided for shall be permanent, and all the vacancies by death, disability to perform duties, resignation or removal from the corporate limits, or expiration of term of office, shall be filled by appointment in the same manner as the original board was

created, and said board shall always contain its full complement of members. It shall be a feature of all such charters that there shall be provided, among other things, for a mayor or chief magistrate, and a legislative body of either one or two houses; if of two houses, at least one of them shall be elected by general vote of the electors. In submitting any such charter or amendment thereto to the qualified voters of such city or village any alternate section or article may be presented for the choice of the voters, and may be voted on separately without prejudice to other articles or sections of the charter or any amendments thereto. The legislature may provide general laws relating to affairs of cities, the application of which may be limited to cities of over fifty thousand inhabitants, or to cities of fifty and not less than twenty thousand inhabitants, or to cities of twenty and not less than ten thousand inhabitants, or to cities of ten thousand inhabitants or less, which shall apply equally to all such cities of either class, and which shall be paramount while in force to the provisions relating to the same matter included in the local charter herein provided for. But no local charter, provision or ordinance passed thereunder shall supersede any general law of the state defining or punishing crimes or misdemeanors."

AND WHEREAS it appears from the official canvass of the votes cast at the said election held on November 3, 1942, for and against the aforesaid proposed amendment, made in conformity with the law, that the majority of all electors voting at such election voted for its adoption:

NOW, THEREFORE, I, Harold E. Stassen, Governor of the State of Minnesota, by virtue of the authority vested in me and in compliance with law, do hereby publish and proclaim that said proposed amendment of Article IV, Section 36, of the Constitution of the State of Minnesota, has been ratified and adopted as prescribed by the constitution and laws of the State.

IN TESTIMONY WHEREOF I have hereunto set my hand and caused the Great Seal of the State to be affixed this 28th day of November, 1942.

(Great Seal)

HAROLD E. STASSEN,
Governor of Minnesota.

Attest:

MIKE HOLM,
Secretary of State.