

471.16. **May act independently or cooperatively.** Any city, however organized, or any village, borough, town, county, school district, or any board thereof, or *any incorporated post of the American Legion or any other incorporated veterans' organization*, may operate such a program independently, or they may cooperate in its conduct and in any manner in which they may mutually agree; or they may delegate the operation of the program to a recreation board created by one or more of them, and appropriate money voted for this purpose to such board. In the case of school districts the right to enter into such agreements with any other public corporation, board, or body, or the right to delegate power to a board for operating a program of recreation; shall be authorized only by a majority vote cast at an annual school election, provided that expenditures for this purpose shall not be included under maintenance cost in the computation of supplemental aid to the local school district as provided by section 128.11.

Approved April 19, 1945.

CHAPTER 397—S. F. No. 642

An act relating to the establishment and maintenance of law libraries in certain counties, and providing for the collection of fees for the acquisition and maintenance thereof.

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

Section 1. Law libraries established in certain counties. In each county now or hereafter having an assessed valuation excluding money and credits in excess of \$12,000,000.00 and having a population of not less than 15,000 and not more than 25,000 inhabitants according to the last federal census, and having not less than 20 or more than 22 full or fractional Congressional Townships and also in each county now or hereafter having an assessed valuation, exclusive of moneys and credits, in excess of \$15,000,000, and having a population of not less than 31,000 and not more than 37,000 inhabitants according to the last federal census, and not having less than 20 or more than 22 full or fractional Congressional Townships, a law library shall be established upon filing with the clerk of district court of such county the order therefor of a judge of said district residing in said county.

Sec. 2. Who may use. The use of such library shall be free to the judges of the state, to state officials, to all judges of the district, municipal and probate courts of the county, to all the city and county officials, to the members of the bar, and to the inhabitants of the county, under proper regulation.

Sec. 3. Supervision. Subdivision 1. Board of trustees. The management of any library so established shall be under a board of law library trustees who shall serve without compensation, to be chosen for the terms and in the manner following: Said board shall consist of five members, namely, the judge of district court residing in said county, or if no such judge resides in said county, then the senior judge of district court, one member of the board of county commissioners of said county to be elected by the said county board at its annual election of officers, and three members of the oldest county bar association of said county to be elected by the members of such county bar association, which said election shall be held under the supervision of and rules prescribed by the said judge of district court.

Subd. 2. Appointment by judge; vacancy; election. The judge of district court shall appoint one of the members of the board so elected to a term of three years, one to a term of two years and one to a term of one year. At the expiration of their respective terms, each shall be elected for a term of one year. Vacancies shall be filled by election for the unexpired term.

Subd. 3. Meetings. The board shall meet immediately after its appointment or election and shall hold its annual meeting thereafter on the first day of the first regular term of the district court in the county in each year, at which first meeting and at each meeting thereafter it shall select from its members a president and a secretary, who shall each hold office until the following annual meeting.

Sec. 4. By-laws, rules, and regulations. The board of trustees shall adopt and may from time to time thereafter amend and alter such bylaws, rules and regulations for the conduct of its business, the government of such library and the use thereof as shall be expedient and conformable to law. It may accept on behalf of the county any gift, grant, devise or bequest, or the loan of books or other property for the use or purposes of such library, and carry out the conditions of such donation or loan. It may purchase books or other library facilities upon conditional sales contracts or otherwise, the purchase price therefor to be paid out of the county law library fund. The title to such library and the property thereof,

except such books as shall be leased or loaned to it, shall vest and be in the county establishing such library. The board of trustees may sell or exchange items of the property of such library which it deems no longer suitable or advantageous for the purposes of such library, upon such terms as it may deem best. It shall, before the second Monday of January of each year, file with the county auditor a report containing a detailed statement of the receipts and disbursements for the preceding year and a detailed inventory of the property belonging to such library and the property loaned or leased to it. The county board shall provide suitable quarters for the use of such library.

Sec. 5. Financing. It shall be the duty of the clerk of the district court of such county to collect in each civil suit, action or proceeding filed in such court, in the manner in which other fees are collected therein and in addition thereto, as law library fees, the sum of \$1.00 from the plaintiff or person instituting such suit, action or proceeding at the time of filing the first paper therein, and the sum of \$1.00 from the defendant or other adverse or intervening party to be collected when his or their appearance is entered in such action or proceeding, or when the first paper on his or their part is filed therein.

Such county law library fees shall be costs in the case and taxable as such. Provided, however, that the provisions of this Section 5 shall not apply to actions or proceedings commenced by the state, the county or any municipality, to garnishment proceedings, to the filing of transcripts, to compensation awards or to complaints in intervention in receivership proceedings.

Sec. 6. Charge in probate cases. It shall be the duty of the Judge of Probate Court, when such law library is established, in such proceeding in his court in the matter of the estate of a deceased person looking to the entry of a decree of distribution of such estate, excepting in summary proceedings instituted pursuant to Minnesota Statutes 1941, Section 525.51, to collect, as a county law library fee, the sum of \$1.00 from the petitioner instituting such proceeding at the time of the filing of the petition therein. Such disbursement shall be an item of expense of administration of the estate, entitling the petitioner to reimbursement therefor out of the estate.

Sec. 7. Deposit with county treasurer. On the first day of each month, the official making collection of such fees shall pay the same to the county treasurer of said county, taking

his receipt therefor, and said county treasurer is authorized and directed upon itemized vouchers approved by the board of law library trustees to disburse the same and other money belonging to said board to pay the necessary expenses of equipping and maintaining such library.

Sec. 8. County board may appropriate. The county board of such county may appropriate annually a sum not exceed \$1,000.00 for such library purposes.

Approved April 19, 1945.

CHAPTER 398—S. F. No. 688

An act authorizing the state teachers college board to contract with the government of the United States to furnish service and reports to the United States in making examinations, tests and occupational diagnoses covering veterans who served in the armed forces of the United States, the doing of other things incidental thereto, prescribing charges for such services and reappropriating the earnings thus obtained.

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

Section 1. Teachers colleges; service to federal authorities. The state teachers college board is hereby authorized to contract in the name of the state with the government of the United States whereby the services of the staffs of any or all of the state teachers colleges and their equipment shall be made available to the end that the state through such colleges shall furnish to the government of the United States examinations, tests and occupational diagnoses and reports covering veterans who heretofore served or who hereafter shall serve in the armed forces of the United States.

Sec. 2. Meals and lodging included. It is intended by this act that such board may contract to and may furnish meals and lodgings to such persons who undergo such tests and examinations.

Sec. 3. Board to fix charges. The state teachers college board shall determine the sum which shall be paid to the state for such services which shall be not less than \$15 and not to exceed \$20 for each person to be examined and reported, and