

*section, and any unauthorized person, who shall remove grain from a car before said car is unloaded, or who shall sweep or remove any grain from a car after it is unloaded at any terminal point in this state, shall be guilty of a misdemeanor.*

Approved April 23, 1945.

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CHAPTER 551—S. F. No. 984

*An act authorizing the creation or relating to the operations of county planning commissions in certain counties; and amending Minnesota Statutes 1941, Section 394.06, 394.07, Section 394.09, Subdivision One (1), 394.10, 394.14 and Section 394.15.*

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

Section 1. Minnesota Statutes 1941, Section 394.06, is amended to read as follows:

**394.06. Planning board authorized.** There is hereby authorized to be created in any county of this state now or hereafter containing a city of the first class, the area of which city comprises at least 25 per cent of the total area of the county, or city of the second class, a county planning commission of not less than four and not more than 20 members.

Sec. 2. Minnesota Statutes 1941, Section 394.07, is amended to read as follows:

**394.07. Town board may have members on commission.** The town board of any town desiring to be represented on said county planning commission may appoint, and at its pleasure may remove, two members of said commission. The governing body of each city and village, other than the city of the first or second class, desiring to be represented on said commission may appoint, and at its pleasure may remove, two members of said commission. When appointments to said commission are first made, the appointing authority shall appoint one member for a two year term and another member for a four year term, after which all subsequent appointments shall be for a four year term. Members shall hold office until their duly appointed successors have qualified. Appointments to fill vacancies shall be for the unexpired portion of the term.

The county auditor and the county surveyor shall be members of said commission. Certified copies of the minutes of the meetings of the appointing bodies at which appointments under this act are made shall be filed with the county auditor.

Sec. 3. Minnesota Statutes 1941, Section 394.09, Subdivision (1), is amended to read as follows:

**394.09. Duties; powers.** (1) to propose a general comprehensive plan or plans for the future physical development of the county or parts thereof outside of the limits of the city of the first or *second* class. Such plan or plans may include, among other things, the location, character, and extent of state highways, thoroughfares, viaducts, subways, bridges, water front blockades, by-ways, playgrounds, squares, parks, aviation fields, public ways, public forests, wild life sanctuaries, botanical garden grounds, public buildings, public utilities, building lines, and restricted building districts of all buildings, public or private.

Sec. 4. Minnesota Statutes 1941, Section 394.10, is amended to read as follows:

**394.10. Plans prepared upon request of town board.** Whenever requested by the town board and/or the governing body of any city or village, other than a city of the first or *second* class, the county planning commission shall, at the expense of the town and/or city or village making such request, prepare a plan or alteration, amendment, extension or addition of any existing plan for the future growth and development of such town and/or city or village making such request, prepare a plan or alteration, amendment, extension or addition of any existing plan for the future growth and development of such town and/or city or village. It shall submit said plan together with all maps, drawings, and recommendations of the commission to the town board and/or governing body of the city or village affected. Such town board and/or governing body shall give due notice of and shall hold at least one public hearing before accepting or rejecting such plan, which acceptance or rejection shall be made within 90 days of the date of its submission to the town board and/or governing body of the city or village.

Sec. 5. Minnesota Statutes 1941, Section 394.14, is amended to read as follows:

**394.14. Tax levy for expenses.** The electors of any town and the governing body of any city or village, other than the city of the first or *second* class, are hereby authorized to vote and levy a sum of money not in excess of \$1,000 per annum

for the purpose of defraying their proportionate expense of the administration of this act.

Sec. 6. Minnesota Statutes 1941, Section 394.15, is amended to read as follows:

394.15. **Additional powers to commission.** The town boards of all towns within said county and the governing bodies of the said cities and villages, other than the city of the first or second class, may grant to such planning commission such further and additional powers as may be necessary to carry out the purposes of this act.

Approved April 23, 1945.

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#### CHAPTER 552—S. F. No. 1007

*An act relating to education; amending Minnesota Statutes 1941, Section 121.11, as amended by Laws 1943, Chapter 513, Section 1.*

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

Section 1. Minnesota Statutes 1941, Section 121.11, as amended by Laws 1943, Chapter 513, Section 1, is amended to read as follows:

121.11. **Clerical assistance; certain counties.** In counties containing not less than 20 nor more than 44 schools the county superintendent may be allowed annually, such sum for clerk hire as the board of county commissioners shall determine, not exceeding the sum of \$300.00. In counties containing not less than 45 nor more than 74 schools the county superintendent may be allowed annually, such sum for clerk hire as the board of county commissioners shall determine, not exceeding the sum of \$750.00. In counties containing not less than 75 nor more than 124 schools the county superintendent may be allowed annually such sum for clerk hire as the board of county commissioners may determine, not exceeding the sum of \$850.00. In counties having 125 schools, but less than 240, the county superintendent may be allowed annually such sum for clerk hire as the board of county commissioners shall determine, not exceeding the sum of \$900.00, and shall appoint one assistant, and in counties having 240 schools or more, he shall appoint two assistants, and the assistant or assistants shall give their entire time to