

CHAPTER 610—H. F. No. 1403

An act to appropriate money for state department of education, state education institutions, including University of Minnesota, University agricultural schools and experiment stations, teachers' colleges, aid to high, graded, and semi-graded and rural schools, aid to distressed school districts, certain appropriations for experiments and investigations, aid to agricultural agents and for other purposes; prescribing present and future regulations relative to the expenditure of certain portions thereof, and conferring upon the board of regents of the University of Minnesota the power of eminent domain in certain cases, and transferring funds from the income tax school fund for the payment of certain appropriations.

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

Section 1. Appropriations for educational purposes. Except as herein otherwise provided, the sums hereinafter set forth in the columns designated "APPROPRIATIONS," or so much thereof as may be necessary, are hereby appropriated out of the general revenue fund in the state treasury for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1945," "1946," and "1947" wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1945, 1946, and 1947, respectively.

Sec. 2. State University, University Farm School and Experiment Schools and Stations:

APPROPRIATIONS Available for the year ending June 30:

	1946	1947
1. For maintenance and improvements .....	\$ 3,825,000	\$ 4,825,000

Provided, that from the above appropriation, all non-academic employees shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service.

Of the amounts appropriated above, \$93,955 in each

year is for salary increases for non-academic employees.

Provided, further, that the Board of Regents of the University of Minnesota may use any money not specifically appropriated for other purposes for acquiring land by purchase or condemnation. In case it is desired to use the fund for the acquisition of land, the power of eminent domain may be exercised either in accordance with General Statutes 1894, Sections 4085 to 4091 inclusive, or Revised Laws 1905, Chapter 41.

The foregoing appropriations to the University of Minnesota are based upon the condition that the Board of Regents do not, during the biennium ending June 30, 1947, erect from any funds whatsoever any housing facilities or dormitories in Minneapolis or St. Paul.

The University of Minnesota may establish and conduct a school for the instruction of persons in law enforcement, and the governing body of any political subdivision of this state may authorize the attendance upon such school of any law enforcement officer under its jurisdiction and may provide for the payment of the expenses of such person while in attendance at such school from the general funds of such political subdivision. To each person satisfactorily completing the prescribed

course of instruction in the school so established shall be issued a certificate of graduation or diploma stating that the holder has graduated therefrom.

Provided, that out of the appropriation herein provided there shall be furnished, without cost to the State Department of Health, maintenance and custodial care for the State Board of Health Psychology Building on the main campus of the University. Provided, further, that the amount of \$6,500 of the above appropriation is for ore estimates to be furnished by the School of Mines at the University of Minnesota, for the Department of Taxation.

The amounts appropriated by Section 2 are to be paid from the Income Tax School Fund.

**Sec. 3. For care of indigent county patients to be rendered by the University of Minnesota in the Minnesota General Hospital, under Laws 1921, Chapter 411, Section 7, as amended:**

	1946	1947
1. For state's share of expense of county indigent patients\$	310,000	\$ 310,000

Provided, that from the above appropriations, all non-academic employees shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service.

Of the amounts appropriated above, \$17,146 in each year is for salary increases for non-academic employees.

A. Item 1 shall include and cover the amounts which may become due to the University of Minnesota from the state during the fiscal years covered by said Item under the provisions of General Laws 1921, Chapter 411, as amended by General Laws 1927, Chapter 431. There is further appropriated to the University of Minnesota the sum of \$310,000 or so much thereof as may be necessary, for the purpose of reimbursing the said University for the sum due from counties during said fiscal years under the provisions of said acts, payment to be made quarterly out of said appropriation, as shown by certificates filed with the state auditor pursuant to the provisions of said act.

B. The state auditor is authorized and directed to pay the University out of sums collected from counties under the provisions of Laws 1927, Chapter 431, during the fiscal years ending June 30, 1944, and June 30, 1945, respectively, an amount sufficient to reimburse said University in full for the amount due it from counties during said fiscal years, as shown by certificates filed with the state auditor, and a sum sufficient to make such payments is hereby appropriated.

The amounts appropriated by Section 3 are to be paid from the Income Tax School Fund.

Sec. 4. For various experiments and investigations to be carried on under the direct supervision of the University of Minnesota:

	1946		1947
1. For the continuation of soil experiments and demonstrations in different parts of the state, under the direct charge of the Minnesota Experiment Station; and for making soil surveys in certain counties in Minnesota and for accompanying field experiments in the fertilization and management of soils to produce the most profitable crop returns, under the direct charge of the Minnesota Experiment Station..\$	10,000	\$	10,000
2. For making investigations in the breeding and testing of superior varieties of farm crops with a view to developing varieties and strains that are of high yield and resistant to rusts, smuts and other crop diseases under the direct charge of the Minnesota Agricultural Experiment Station.....\$	20,000	\$	20,000
3. For experiments in the beneficiation of manganiferous and low grade ores and for experiments in the direct process beneficiation of low grade ores .....	\$ 50,000	\$	50,000
<p>The amounts appropriated by Item 3 are to be paid from the Iron Range Resources and Rehabilitation Fund, and said appropriations are made a charge against such fund.</p>			
4. For Livestock Sanitary Board Laboratory .....	\$ 30,000	\$	30,000

	1946		1947
<p>The appropriations herein made include the sum of \$9,000 for each year for the purpose of testing poultry, including turkeys, for pullorum disease, in addition to the tests now carried on by said Livestock Sanitary Board Laboratory.</p>			
5. For medical research.....\$	45,000	\$	45,000
6. For dairy manufacturing...\$	10,000	\$	10,000
7. For Institute of Child Welfare .....	20,000	\$	20,000
8. For the psychopathic department of Minnesota General Hospital .....	90,000	\$	90,000
<p>Provided, that from the above appropriation, all non-academic employees shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service.</p>			
<p>Of the amounts appropriated above, \$2,128 in each year is for salary increases for non-academic employees.</p>			
9. For Mastitis control.....\$	10,000	\$	10,000
<p>The amount appropriated by Item 9 is to be expended under the supervision of the Dairy and Veterinary Division and other cooperating divisions at the University Farm.</p>			
10. For agricultural extension work .....	45,000	\$	45,000
11. For county agricultural agents .....	115,000	\$	115,000
<p>Provided that out of the moneys appropriated by Item</p>			

11, \$1,260 for each agent for each of the years 1946 and 1947 is to be used to pay the salary of such county agent or agents, in each county.

	1946		1947
12. For research in improving the quality of Minnesota grown potatoes and vegetables, for studying the appropriate conditions of potato and vegetable production and storage in Minnesota, including the control of potato and vegetable diseases and insects, and such other factors as may influence potato and vegetable quality, market grades and consumer demands for Minnesota grown potatoes and vegetables .....	\$ 10,000	\$	10,000
13. Minnesota Institute of Research .....	\$ 15,000	\$	15,000
14. General Research.....	\$ 50,000	\$	50,000
15. Home Demonstration and 4-H Club.....	\$ 20,000	\$	20,000

The amounts paid by Items 1, 6, 12, 13, 14 and 15 of Section 4 are to be paid from the Income Tax School Fund.

Sec. 5. State teachers colleges:

1. BEMIDJI:

a. For maintenance and equipment, including summer sessions and library .....	\$ 154,705	\$	170,254
b. For repairs and betterments .....	5,200		7,000
c. Pump and Pump House..			2,400
d. Dormitory Repairs .....	800.00		

	1945	
e. Employee's compensation.	2,394.82	
f. Lighting fixtures.....		3,100

The amounts appropriated by Items a., b., and c. are to be paid from the Income Tax School Fund.

## 2. DULUTH:

	1946	1947
a. For maintenance and equipment, including summer sessions and library .....	\$186,332	\$ 195,789
b. Repairs and betterments.	8,000	8,000
c. Replace Wood Stairs with Terrazzo-Main building	5,000	

The amounts appropriated by Items a and b are to be paid from the Income Tax School Fund.

## 3. MANKATO:

a. For maintenance and equipment, including summer sessions and library .....	\$ 199,215	\$ 208,151
b. Repairs and Betterments.	5,000	5,000
c. Playground Surfacing and Bank Stabilization....	3,000	
d. Painting Exterior of Buildings .....	2,500	
	1945	
e. Employee's compensation.	2,307.65	
f. Special repairs.....		14,500

The amounts appropriated by Items a, b and c are to be paid from the Income Tax School Fund.



4. MOORHEAD:

	1946	1947
a. For maintenance and equipment, including summer sessions and library .....	\$ 195,162	\$ 207,978
b. Repairs and Betterments.	5,000	5,000
c. Acoustical Treatment....	1,800	
	1945	
d. Employee's compensation.	2,161.85	
	1946	1947
e. Repairs, Replacements and Rehabilitation of Equipment .....	12,000	

The amounts appropriated by Items a and b are to be paid from the Income Tax School Fund.

5. ST. CLOUD:

	1946	1947
a. For maintenance and equipment, including summer sessions and library .....	\$ 242,233	\$ 266,088
b. Repairs and Betterments.	5,000	5,000
	1945	
c. Employee's compensation.	27.28	
	1946	1947
d. Heating Plant and Painting Eastman Home....		1,000
e. Child Welfare.....	5,500	5,500

The amounts appropriated by Items a and b are to be paid from the Income Tax School Fund.

6. WINONA:

a. For maintenance and equipment, including summer sessions and library .....	\$ 160,100	\$ 167,900
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	1946	1947
b. Repairs and betterments.	3,000	3,000
c. Organ Repairs.....	1,025	
d. Girls' Dormitories Repairs		1,600
e. Auditorium Windows— Replace .....		3,100
	1945	
f. Employee's compensation.	961.58	

The amounts appropriated by Items a, b, and d are to be paid from the Income Tax School Fund.

All receipts of every kind, nature and description, including student's tuition and fees and receipts from the operation of cafeterias and dormitories, and all federal receipts, aids, contributions and reimbursements in all of the teachers' colleges and hereby reappropriated to the various teachers' colleges, but are subject to budgetary control to be exercised by the Commissioner of Administration, pursuant to Chapter 431, Laws 1939.

#### 7. STATE TEACHERS' COLLEGE BOARD:

	1946	1947
a. For maintenance.....\$	6,100	\$ 6,300

#### Sec. 6. Aid to schools:

1. For aid to high, graded, semi-graded, consolidated, industrial, and rural schools to be distributed by law, earned in the year ending June 30, 1945, available for the year ending June 30, 1946 .....\$ 8,693,500

	1946	1947
2. For aid to high, graded, semi-graded, consolidated, industrial and rural schools to be distributed by law, earned in the year ending June 30, 1946, available for the year ending June 30, 1947.....		\$11,048,500

The amounts appropriated herein contemplate the payment of all state aids in full.

Provided that supplemental aid as provided in Section 128.11 Minnesota Statutes 1941 shall be paid on the basis of 116 $\frac{2}{3}$ % for elementary pupils and 120% for high school pupils available for the year ending June 30, 1947, and that aids for special classes for handicapped children shall be paid on the basis of 120% available for the fiscal year ending June 30, 1947.

Providing that of the amounts appropriated by Items 1 and 2 of this section not to exceed \$2,000 per department each year shall be expended for teachers' training departments in high schools; and provided further, that the allowance of such aid for teachers' training departments shall not in any way reduce the supplemental aid to which the school district concerned shall be entitled under existing law, such total appropriation for teachers' training departments, however, not to exceed \$60,000 each year. Provided that of the amounts appropriated by Items 1 and 2 of this section, \$450,000 each year shall be

1946

1947

expended to reimburse districts for the transportation or board of non-resident high school pupils and students attending the state schools of agriculture, such transportation or board to be at rates and under rules and regulations to be determined by the state board of education. No special state aid shall be paid for any non-resident pupil transported to or boarded illegally or contrary to the standards established by the state board of education.

The state department of education shall formulate such rules and regulations as may be necessary to the end that there shall be no competition between school districts for the enrollment of students.

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|----|---|---------|----|---------|
| 3. | For special aid to school districts having a large proportion of property paying taxes under gross earnings tax, to be administered under General Laws 1921, Chapter 271, as amended by Laws 1927, Chapter 338, and under Laws 1931, Chapter 143.....\$ | 178,000 | \$ | 178,000 |
| 4. | For summer schools for crippled children, to be administered under Mason's Supplement 1940, Section 3031, Subsection (1) (e).....\$   | 8,500   | \$ | 8,500   |

Provided that the sums allocated to any school shall not exceed \$50.00 annually for each pupil in such classes for each summer session, which

	1946	1947
shall not be less than six weeks, and the state board of education shall not allocate for any one school for crippled children a sum in excess of \$7,000 in any one year.		

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|---|-----------|-----------|
| 5. For extension of vocational training of disabled persons ..... | \$ 50,000 | \$ 50,000 |
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Of the amounts appropriated by Item 5, \$7,500 thereof shall be used each year for Homecrafters.

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|---|------------|------------|
| 6. For traveling libraries.....   | \$ 7,000   | \$ 7,000   |
| 7. To aid distressed school districts which, by reason of low assessed valuation or high tax delinquency are in need of such aid..... | \$ 200,000 | \$ 200,000 |

The amounts appropriated by Item 7 are to be paid from the Income Tax School Fund.

The aid provided in Item 7 shall be made available to such school districts in such amounts as the governor, after consultation with the Minnesota Public Relief Advisory Committee, as provided by law, may determine, upon presentation of proof, of need of such aid. Such aid, if granted, shall be in addition to any other state aid granted under any other applicable law and shall not affect the amount of supplemental aid.

All balances deposited in the General Revenue Fund to the credit of Maintenance U. S. Navy Training Program at the Mankato State Teachers

College and Maintenance U. S. Army Training programs at St. Cloud and Moorhead State Teachers Colleges pursuant to Laws 1943, Chapter 46, or otherwise, shall cancel into the General Revenue Fund without restriction as to use as of June 30, 1945.

**Sec. 7. Department of Education:**

	1946	1947
1. Salaries .....	\$ 170,220	\$ 178,235
2. Supplies and Expense.....	\$ 33,000	\$ 30,700
3. Revision and Printing of Curriculum .....	\$ 5,000	\$ 13,245

The amounts appropriated by Item 2 are to be paid from the Income Tax School Fund.

**Sec. 8. Special appropriation to certain counties.** Subdivision 1. There is hereby appropriated out of any money in the state treasury, not otherwise appropriated, the sum of \$19,000 payable July 1, 1945, and \$19,000 payable July 1, 1946, to each county of this state now or hereafter having not less than 50 or more than 60 congressional townships, whole or fractional, and now or hereafter having an assessed valuation of less than \$850,000, in which more than 40 per cent or more of the total area, not including boundary waters, is federal and state school, swamp, forest, parkway, university and Indian trust lands.

Subd. 2. There is further hereby appropriated out of any money in the state treasury, not otherwise appropriated, the sum of \$29,000 payable July 1, 1946, to each county of this state now or hereafter having not less than 60 or more than 65 congressional townships, whole or fractional, and now or hereafter having an assessed valuation of less than \$750,000, in which more than 40 per cent or more of the total area, not including boundary waters, is federal and state school, swamp, forest, parkway, university and Indian trust lands.

Subd. 3. The money appropriated by Subdivisions 1 and 2 of this section shall be paid to the county treasurer by the state treasurer on the warrant of the state auditor, one-half of such money to be placed in such county funds as the county

board may direct, and the other half to be paid by the county treasurer to the various school districts of the respective counties as follows:

(1) One-half thereof in the proportion that the federal and state school, swamp, forest, parkway, university, and Indian trust lands within each district bear to the total area of federal and state school, swamp, forest, parkway, university and Indian trust fund lands within such county.

(2) The other half in the proportion that the average school attendance within each district bears to the total average school attendance of such county for the year last preceding such payment.

Subd. 4. The money appropriated by this section is not to be deducted from other forms of state aid to such counties and the school districts therein, but is in addition thereto.

Sec. 9. **Unobligated balances.** Except the revolving loan fund for maintenance of crippled children and other disabled persons receiving vocational training, the unobligated balances on hand as of June 30, 1945, June 30, 1946, and June 30, 1947, in the several appropriations and accounts for which an appropriation is made herein, unless otherwise excepted in this act, are hereby cancelled into the general revenue fund for the fiscal years ending June 30, 1945, June 30, 1946, and June 30, 1947.

Sec. 10. **Income deposited in general revenue fund; exceptions.** Except as herein otherwise specifically provided, except income from swampland trust fund, and except the income to the University of Minnesota and the income to the account of disabled persons receiving vocational training, and except all federal aid, contributions or reimbursements received for any account of any division, institution or department for which an appropriation is made in this act, all income, including fees or receipts of any nature whatsoever, shall be deposited in and for the benefit of the general revenue fund.

Sec. 11. **Additional salary to commissioner of education.** Of the amount appropriated for salaries to the State Department of Education, \$1,500 each year is for additional salary for the Commissioner of Education, and also included in said appropriation is sufficient money for one salary increase each year for each of the employees under the classified state civil service.

In the salary appropriations to the State Teachers' Colleges are included sufficient funds for one salary increase each year for each of the employees of said colleges in the state classified civil service.

Approved April 23, 1945.

#### CHAPTER 611—H. F. No. 1404

*An act providing for the payment of certain claims and damages against the state arising out of the location, construction, reconstruction, improvement and maintenance of the trunk highway system and appropriating money out of the trunk highway fund, or funds accredited thereto from highway fund, or funds accredited thereto from highway patrol fines or other sources therefor.*

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

**Section 1. Appropriation from trunk highway funds for miscellaneous claims.** The sums hereinafter named, or so much thereof as may be necessary, are hereby appropriated out of the trunk highway fund or funds accredited thereto from highway patrol fines or other sources for the purposes specified in the following sections of this act, and the Commissioner of Highways is requested and directed, upon receiving receipt, release, and discharge in full from each of the persons and their spouses, firms, corporations, and governmental subdivisions hereinafter named, to pay out of the trunk highway fund, or funds accredited thereto from highway patrol fines or other sources, to each of such persons, firms, corporations, and governmental subdivisions, the amounts of their respective claims, subject to any conditions set forth.

Sec. 2. To reimburse Clifford Hanson and Elizabeth Hanson for damages caused to real estate by stripping thereof to ascertain gravel deposit. . . . \$ 377.00

Sec. 3. To reimburse George Fuchs for damage to property caused by the construction of Trunk Highway No. 36. . . . . 382.00

Sec. 4. To reimburse Adolph Lovestrand for damages to property caused by faulty construction of a bridge over Trunk Highway No. 75. . . . . 775.00