

or other evidence of indebtedness covering such loans, in the manner prescribed by Minnesota Statutes 1941, Section 475.15. Such bonds or evidences of indebtedness shall become due and payable in not more than three years from the date of issue.

The bonds or other evidence of indebtedness issued pursuant to this act shall be subject to the provisions of Laws 1927, Chapter 131, or of such other laws of the state as govern the particular political subdivision in making loans, in regard to the levy of a tax for interest and principal and for the payment thereof. No provision of any act passed during the present session of the Legislature, limiting the tax which may be levied for poor relief purposes shall in any way limit the tax to be levied for the payment of the principal or interest of bonds issued pursuant to the provisions of this act.

[475.336] Sec. 6. **Certain laws suspended.** All laws or parts of laws inconsistent herewith are hereby suspended during the operation of this act; provided, however, that this action shall not be construed as repealing or suspending any other law authorizing municipalities coming within the provisions of this act to issue bonds for poor relief purposes.

[475.337] Sec. 7. **Bonds heretofore issued legalized.** All bonds heretofore issued by any of the subdivisions of the character embraced in the provisions of this statute, and all proceedings heretofore taken for the issuance of such bonds as hereby authorized, are hereby and in all things ratified, validated and confirmed, and such bonds are hereby declared to be valid and legally binding obligations of the issuing subdivisions of this state.

[475.338] Sec. 8. **Effective until December 31, 1948.** This act shall be in force and effect until December 31, 1948

Approved March 27, 1947.

CHAPTER 175—H. F. No. 985

An act relating to aeronautics and amending Minnesota Statutes 1945, Sections 360.15, Subdivision 6, 360.016, 360.018, Subdivision 1, 360.018, Subdivision 3, 360.021, 360.039, and 360.075.

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

Section 1. Minnesota Statutes 1945, section 360.015, subdivision 6, is amended to read as follows:

360.015. Commissioner; powers and duties. Subd. 6. **Design state airway system.** He may designate, design, and establish, *expand*, or modify a state airways system which will best serve the interests of the state. He may chart such airways system and arrange for publication and distribution of such maps and charts and notices and bulletins relating to such airways as may be required in the public interest. *He may make a charge for these sufficient to cover the cost of printing or reproduction.* The system shall be supplementary to and coordinated in design and operation with the federal airways system. It may include all types of air navigation facilities which conform to federal safety standards.

Sec. 2. Minnesota Statutes 1945, section 360.016, is amended to read as follows:

360.016. Federal aid. Subdivision 1. **Cooperation with federal government.** The commissioner is authorized to cooperate with the Government of the United States, and any agency or department thereof, in the *planning*, acquisition, construction, improvement, maintenance, and operation of airports and other air navigation facilities in this state and to comply with the provisions of the laws of the United States and any regulations made thereunder for the expenditure of federal moneys upon such airports and other air navigation facilities.

Subd. 2. **Acceptance of federal moneys.** He is authorized to accept, receive, receipt for *and disburse* federal moneys and other moneys, either public or private, for and in behalf of this state, or any municipality thereof, for the *planning*, acquisition, construction, improvement, maintenance, and operation of airports and other air navigation facilities, whether such work is to be done by the state or by such municipalities, or jointly, aided by grants of aid from the United States, upon such terms and conditions as are or may be prescribed by the laws of the United States and any rules or regulations made thereunder. *He is authorized to act as agent of any municipality or municipalities acting jointly, upon the request of such municipality or municipalities, in accepting, receiving, receipting for and disbursing federal moneys, and other moneys public or private, made available to finance, in whole or in part, the planning, acquisition, construction, improvement, maintenance or operation of a municipal airport or air navigation facility; and if requested by such municipality or municipalities may act as its or their agent in contracting for and supervising such planning, acquisition, construction,*

improvement, maintenance, or operation; and all municipalities are authorized to designate the commissioner as their agent for the foregoing purposes. The commissioner, as principal on behalf of the state, and any municipality on its own behalf, subject to the provisions of Laws 1947, Chapter 22, may enter into any contracts, with each other or with the United States or with any person, which may be required in connection with a grant or loan of federal moneys for municipal airport or air navigation facility purposes. All federal moneys accepted under this section shall be accepted and transferred or expended by the commissioner upon such terms and conditions as are prescribed by the United States.

Subd. 3. Contracts; laws governing. *He may enter into any contracts necessary to the execution of powers granted by this act. All contracts for the planning, acquisition, construction, improvement, maintenance, and operation of airports, or other air navigation facilities, made by the commissioner, either as the agent of this state or as the agent of any municipality, shall be made pursuant to the laws of this state governing the making of like contracts; provided, that where the planning, acquisition, construction, improvement, maintenance, and operation of any airport or other air navigation facility is financed wholly or partially with federal moneys, the commissioner, as agent of the state or of any municipality thereof, may let contracts in the manner prescribed by the federal authorities, acting under the laws of the United States and any rules or regulations made thereunder, notwithstanding any other state law to the contrary.*

Subd. 4. Disposition of federal funds. *All moneys accepted for disbursement by the commissioner pursuant to subdivision 2 of this section shall be deposited in the state treasury, and, unless otherwise prescribed by the authority from which the money is received, kept in separate funds, designated according to the purposes for which the moneys were made available, and held by the state in trust for such purposes. All such moneys are hereby appropriated for the purposes for which the same were made available, to be expended in accordance with federal laws and regulations and with the laws of this state.*

Sec. 3. Minnesota Statutes 1945, Section 360.018, subdivision 1, is amended to read as follows:

360.018. Regulation of aircraft, airmen, airports, and air instruction. **Subdivision 1. Generally.** *The general public interest and safety, the safety of persons receiving instruction concerning or operating, using, or traveling in aircraft and*

of persons and property on the ground, and the interest of aeronautical progress requiring that aircraft operated within this state should be airworthy, that airmen and those engaged in air instruction should be properly qualified, and that airports, restricted landing areas and air navigation facilities should be suitable for the purposes for which they are designed; the purposes of Laws 1945, Chapter 303, requiring that the commissioner should be enabled to exercise the powers of supervision therein granted; and the advantages of uniform regulation making it desirable that aircraft operated within this state should conform with respect to design, construction, and airworthiness to the standards prescribed by the United State Government with respect to civil aircraft subject to its jurisdiction and that persons engaging in aeronautics within this state should have the qualifications necessary for obtaining and holding appropriate airman certificates of the United States, the commissioner is authorized:

(1) To require the registration annually of federal licenses, permits, or certificates of civil aircraft engaged in air navigation within this state, and to issue certificates of such registration, *which certificates may be the same as the certificates issued pursuant to section 360.59, subdivision 3. The application for registration made pursuant to sections 360.51 to 360.67 shall be considered as the application for registration required by this section.*

(2) *To require the registration of federal licenses, permits, or certificates of airmen engaged in aeronautics within this state and of aeronautics instructors, and to issue certificates of such registration. The expiration date for each registration certificate issued after July 1, 1947, shall be the birthday of the applicant in the second year following the date of issuance of such certificate.*

(3) *The certificates of registration of aircraft, airmen, and aeronautics instructors issued pursuant to this section shall constitute licenses of such aircraft, airmen, and instructors for operations within this state to the extent permitted by the federal licenses, certificates, or permits so registered. The application for registration shall contain such information as the commissioner may by rule, regulation, or order prescribe. The first application for registration made in this state shall be verified by the applicant. The second and succeeding applications for registration need not be verified. The commissioner may charge for the registration of each airman and instructor a fee not exceeding \$1.00. Each application for registration of aircraft shall be made as required*

by sections 360.51 to 360.67. The first application for registration of airmen or instructors made in this state shall be made within 30 days from the date of the issuance of his federal license, certificate, or permit, or if the airman or instructor is not a resident of this state on the date of issuance of such federal licenses, certificates, or permits, within 30 days after he becomes such resident.

(4) To license the operation of air schools in accordance with rules and regulations to be adopted by the commissioner and to annually renew such licenses. He may charge for the original licensing of an air school not more than \$10.00, and for the renewal of any such license not more than \$10.00.

(5) To approve airport and restricted landing area sites and to license airports, restricted landing areas, or other air navigation facilities, in accordance with rules and regulations to be adopted by the commissioner, and to annually renew such licenses. Licenses granted under this subdivision or under any prior law shall be annually renewed upon payment of the fee therefor, and licenses shall be granted for airports and restricted landing areas which were being operated under a license on the 1st day of July, 1943, without the requirements of a certificate of approval, unless the commissioner shall reasonably determine, after a public hearing to be called by him and held in the same manner and upon the same notice as is provided for hearings upon certificates of approval or original licenses, that the operation of such airport or restricted landing areas is hazardous to persons operating, using, or traveling in aircraft or to persons and property on the ground. He shall make no charge for approval certificates of proposed property acquisition for airport or restricted landing area purposes. He may charge for the issuance of each original license for an airport or restricted landing area not to exceed \$10.00 and for each annual renewal of such license not to exceed \$10.00, based on classifications made by the commissioner.

(6) To suspend or revoke any license or certificate of registration of an aircraft, airman, air school, or aeronautics instructor, issued by him, or to refuse to issue any such license or certificate of registration, when he shall reasonably determine that any aircraft is not airworthy or that any airman, air school, or aeronautics instructor is not qualified, has willfully violated the provisions of Laws 1945, Chapter 303, the rules and regulations prescribed pursuant thereto, or any other statute of this state relating to aeronautics, or any act of congress or any rule or regulation promulgated pursuant

thereto, is addicted to the use of narcotics or other habit forming drug or to the excessive use of intoxicating liquor, has made any false statement in any application for registration of a federal license, certificate or permit, or has been guilty of other conduct, acts, or practices dangerous to the public safety and the safety of those engaged in aeronautics.

Sec. 4. Minnesota Statutes 1945, Section 360.018, subdivision 3, is amended to read as follows:

360.018. Regulation of aircraft, airmen, airports, and air instruction. Subd. 3. **Exceptions to registration requirements.** The provisions of paragraphs (1), (2) and (3) of subdivision 1 and subdivision 2 of this section shall not apply to:

(1) An aircraft which has been licensed by a foreign country with which the United States has a reciprocal agreement covering the operations of such licensed aircraft;

(2) An aircraft which is owned by a nonresident of this state who is lawfully entitled to operate such aircraft in the state of his residence;

(3) An aircraft engaged principally in commercial flying constituting an act of interstate or foreign commerce;

(4) *An aircraft owned by, and used exclusively in the service of, any government or any political subdivision thereof, including the government of the United States, any state, territory, or possession of the United States, or the District of Columbia, which is not engaged in carrying persons or property for commercial purposes;*

(5) *An airman operating an aircraft owned by, and used exclusively in the service of, any government or any political subdivision thereof, including the government of the United States, any state, territory, or possession of the United States, or the District of Columbia, which is not engaged in carrying persons or property for commercial purposes;*

(6) An airman operating any aircraft licensed by a foreign country with which the United States has a reciprocal agreement covering the operation of such licensed aircraft;

(7) Persons operating model aircraft, nor to any person piloting an aircraft which is equipped with fully functioning dual controls when a licensed instructor is in full charge of one set of said controls and such flight is solely for instruction or for the demonstration of said aircraft to a bona fide prospective purchaser;

(8) A nonresident operating aircraft in this state who is lawfully entitled to operate aircraft in the state of his residence;

(9) An airman while operating or taking part in the operation of an aircraft engaged principally in commercial flying constituting an act of interstate or foreign commerce.

Sec. 5. Minnesota Statutes 1945, Section 360.021, is amended by adding a new subdivision thereto to be numbered subdivision 7 to read as follows:

360.021. Acquisition and operation of state airports.
Subd. 7. Contract with owners of existing privately owned Airports. He may contract with the owners of existing privately-owned airports for the use, equipment, improvement, maintenance, management, and operation by him of such airports, and thereafter use, equip, improve, maintain, manage, operate, regulate, and police them.

Sec. 6. Minnesota Statutes 1945, Section 360.039, is amended to read as follows:

360.039. Federal aid. Subdivision 1. Acceptance of Aid.
Every municipality is authorized, subject to the provisions of Laws 1947, Chapter 22, to accept, receive, receipt for, disburse and expend federal and state moneys and other moneys, public or private, made available by grant or loan or both to accomplish, in whole or in part, any of the purposes of this act. All federal moneys accepted under this section shall be accepted and expended by the municipality upon such terms and conditions as are prescribed by the United States and as are consistent with state law; and all state moneys accepted under this section shall be accepted and expended by the municipality upon terms and conditions as are prescribed by the state. Unless otherwise prescribed by the agency from which such moneys were received, the chief financial officer of the municipality shall, on its behalf deposit all moneys received pursuant to this section and shall keep them, in separate funds designated according to the purposes for which the moneys were made available, in trust for such purposes.

Subd. 2. Commissioner to be financial agent. A municipality is authorized to designate the commissioner as its agent to accept, receive, receipt for and disburse federal and state moneys, and other moneys, public or private made available by grant or loan or both to accomplish, in whole or in part, any of the purposes of this act; and to designate the commissioner as its agent in contracting for and supervising the

planning, acquisition, development, construction, improvement, maintenance, equipment or operation of any airports or other air navigation facility. Such municipality may enter into an agreement with the commissioner prescribing the terms and conditions of the agency in accordance with such terms and conditions as are prescribed by the United States, if federal money is involved, and in accordance with the applicable laws of this state. All federal moneys accepted under this section by the commissioner shall be accepted and transferred or expended by the commissioner upon such terms and conditions as are prescribed by the United States.

Subd. 3. Contracts made pursuant to law. All contracts for the *planning, acquisition, construction, enlargement, improvement, maintenance, equipment, or operation of airports or other air navigation facilities, made by the municipality itself or through the agency of the commissioner, shall be made pursuant to the laws of this state governing the making of like contracts; provided, however, that, where such planning, acquisition, construction, improvement, enlargement, maintenance, equipment, or operation is financed wholly or partly with federal moneys, the municipality, or the commissioner as its agent may let contracts in the manner prescribed by the federal authorities, acting under the laws of the United States, and any rules or regulations made thereunder, notwithstanding any other state law to the contrary.*

Sec. 7. Minnesota Statutes 1945, section 360.075, is amended by adding two new subdivisions thereto to be numbered subdivisions 5 and 6 to read as follows:

360.075. Violations; penalties. Subd. 5. Careless or reckless operation. *Every person who operates an aircraft in the air or on the ground or water, in a careless or reckless manner so as to endanger the life or property of another shall be guilty of a misdemeanor.*

Subd. 6. Additional penalties for violation of subdivision 5 or subdivision 1, clauses (2), (9), (14), (15), and (16). *For any violation of subdivision 5, or any one of clauses (2), (9), (14), (15), and (16) of subdivision 1, in addition to the penalties provided in this section, or as a condition to the suspension of a sentence which may be imposed pursuant thereto, the court in its discretion may prohibit the violator from operating an aircraft within the state for such period as it may determine, but not to exceed one year. Violation of the duly imposed prohibition of the court may be punished as a contempt of court. Upon a plea of guilty or conviction under said subdivision or any of said clauses, in any case involving*

a registrant under section 360.018, the court shall cause a notation of such plea or conviction and of the sentence imposed to be marked upon the airman's certificate issued by the commissioner.

Approved March 27, 1947.

CHAPTER 176—H. F. No. 538

An act relating to aid for veterans, limitation of expenditures for aid to soldiers and children of deceased soldiers, and amending Minnesota Statutes 1945, Sections 197.74, 197.75, Subdivisions 1 and 2, 197.09, and 197.11.

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

Section 1. Minnesota Statutes 1945, Section 197.74, is amended to read as follows:

197.74. **Fund, how expended.** Of the amount appropriated by section 197.73, not more than the sum of \$1,250,000 shall be expended by the commissioner of veterans affairs for the purpose of providing *soldiers with the necessities of life and such other needs including but not limited to tools and equipment for use in trade or business as may assist in their rehabilitation*, on the basis of need as determined by the commissioner of veterans affairs, provided, that not more than \$250, *less such amount as may have been granted to said soldier under section 197.75*, shall be expended for the benefit of any individual soldier, and said benefits shall not continue longer than *five years* after discharge from service.

Sec. 2. Minnesota Statutes 1945, Section 197.75, Subdivision 1, is amended to read as follows:

197.75. **Limitation on expenditures.** Subdivision 1. **Tuition, fees, board, room, books, supplies.** Of the amount appropriated by section 197.73, not more than the sum of \$1,250,000 shall be expended by the commissioner of veterans affairs for tuition of soldiers, *and for tuition, fees, board, room, books and supplies* of 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