

not less than 24, nor more than 25, full and fractional townships. It shall be under control of an individual owner or manager and, if located in municipalities other than cities of the first, second, and third class, it may be owned and operated by the municipality as the governing body thereof shall direct. *When such municipally owned liquor store has been established heretofore in a city of the fourth class and such city by reason of an increase in population, as evidenced by the 1950 federal census, becomes a city of the third class, such store or stores may be continued in operation under city management; provided, that within six months after the city becomes a city of the third class, the question, "Shall the city continue to own and operate a municipal liquor store?" is submitted to the voters of the city at a general or special city election and a majority of the voters voting upon the question at the election vote in the affirmative upon the question. The notice of the election shall show that the question "Shall the city continue to own and operate a municipal liquor store?" is to be submitted to the electors at the election.*

Approved April 15, 1947.

CHAPTER 343—S. F. No. 164

An act relating to blind assistance and amending Minnesota Statutes 1945, Sections 256.51, 256.53, and 256.65.

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

Section 1. Minnesota Statutes 1945, Section 256.51, is hereby amended so as to read as follows:

256.51. **Public assistance.** Assistance shall be given under sections 256.49 to 256.71 to any person who:

(1) Is a person of the age of 18 or over found, by the state agency, to be in need of financial assistance to enable him to pay for his maintenance or for other purposes;

(2) Has lost his eyesight while a resident of the state, or shall have resided in the state for a period of one year immediately preceding the filing of the application for assistance;

(3) Has not sufficient income or other resources to provide a reasonable subsistence compatible with decency and health;

(4) Is not an inmate of, or being maintained by any municipal, county, state, or national institution at the time of receiving assistance; an inmate of an institution may make application for such assistance, but the assistance, if granted, shall not begin until after he ceases to be an inmate of the institution;

(5) Has not made an assignment or transfer of property; so as to render himself eligible for assistance under these sections, at any time within two years immediately prior to the filing of application for assistance pursuant to the provisions thereof;

(6) Is not, because of his physical or mental condition, in need of continuing institutional care;

(7) Is not, while receiving assistance under these sections, soliciting alms;

(8) Is not, while receiving assistance under these sections, receiving old age assistance.

Sec. 2. Minnesota Statutes 1945, Section 256.53, is hereby amended so as to read as follows:

256.53. Amount of assistance. (1) The amount of assistance which any recipient shall receive shall be determined by the state agency, with due regard to the resources and necessary expenditures of the individual and the conditions existing in each case and in accordance with the rules and regulations made by the state agency, and sufficient, when added to all other income and support of the recipient, to provide him with a reasonable subsistence compatible with decency and health.

(2) *On the death of a recipient, the state agency may pay an amount for reasonable funeral expenses, not exceeding \$100.00. No funeral expenses shall be paid if the estate of the deceased is sufficient to pay such expenses, or if the children or spouse, who were legally responsible for the support of the deceased during his lifetime, are able to pay such expenses, provided that the additional payment or donation of the cost of the cemetery lot, interment, religious services, or for the transportation of the body into or out of the community in which deceased resided, shall not limit the payment by the state agency as herein authorized.*

Provided further that freedom of choice in the selection of a funeral director shall be granted to persons lawfully authorized to make arrangements for the burial of any such deceased recipient. In determining the sufficiency of such estate due regard shall be had for the nature and marketability of the assets of the estate. The state agency may grant funeral expenses where the sale would cause undue loss to the estate.

Sec. 3. Minnesota Statutes 1945, Section 256.65, is hereby amended so as to read as follows:

256.65. Assistance to be claim against estate of decedent. On the death of any recipient the total amount of assistance and funeral expenses paid under sections 256.49 to 256.71 shall be allowed as a claim against the estate of such person.

Sec. 4. Effective date. This act shall take effect and be in force from and after July 1, 1947.

Approved April 15, 1947.

CHAPTER 344—S. F. No. 392

An act relating to annual tax levy on unorganized territory for road and bridge purposes; amending Minnesota Statutes 1945, Section 162.04.

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

Section 1. Minnesota Statutes 1945, Section 162.04, is amended to read as follows:

162.04. County boards may levy annual tax on unorganized territory for road and bridge purposes not to exceed 15 mills on the dollar. The county boards of the several counties in which there may be situated any territory not organized for town purposes are hereby authorized to, and they may in their discretion, annually levy a tax for road and bridge purposes on all the real and personal property in such unorganized territory, exclusive of money and credits taxed under the provisions of chapter 285, not exceeding 21 mills on the dollar of the assessed value of such property. Such tax, if levied, shall be additional to the tax which the counties are authorized to levy for county road and bridge purposes. *In any county which has received aid from the state as a*