

## CHAPTER 459—H. F. No. 762

[Coded as Sections 193.143, 193.142 Subdivision 4]

*An act relating to the military forces of the state; amending Minnesota Statutes 1945, Section 192.51, Subdivision 2, as amended, and Section 192.55; and repealing Minnesota Statutes 1945, Sections 193.01 to 193.14, and Laws 1947, Chapter 125, Sections 10, 11, 12.*

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

Section 1. Minnesota Statutes 1945, Section 192.51, Subdivision 2, as amended by Laws 1947, Chapter 125, Section 8, is amended to read:

**192.51. Pay for enlisted men.** Subd. 2. **Other active duty pay.** When called into active service by the governor, other than for encampment or maneuvers, including the time necessarily consumed in travel, each enlisted man of the Military Forces shall be paid by the State the pay and the allowances, when not furnished in kind, provided by law for enlisted men of similar grade, rating and length of service in the Regular Army of the United States, *and in addition thereto, the sum of \$2.50 a day.* The minimum pay of any enlisted man while on such active service shall be *not less than* \$5.00 a day.

Sec. 2. Laws 1947, Chapter 133, Section 3, is amended by adding:

[193.143] **Powers of corporation.** (15) *The governor is empowered to apply for grants of money, equipment and materials which may be made available to the States by the Federal Government for leasing, building and equipping armories for the use of the military forces of the State which are reserve components of the armed forces of the United States, whenever he is satisfied that the conditions under which such grants are offered by the Federal Government, are for the best interests of the State and are not inconsistent with the laws of the State relating to armories, and to accept such grants in the name of the State. The Minnesota State Armory Building Commission, authorized by Minnesota Statutes 1945, Chapter 193, as amended, is designated as the agency of the State to receive such grants and to use them for armory purposes as prescribed in Minnesota Statutes 1945, Chapter 193, as amended, and by federal laws and regulations not inconsistent therewith.*

[193.142 Subd. 4] Sec. 3. **Continuation.** The Minnesota State Armory Building Commission, authorized by Laws 1947, Chapter 133, Section 2, constitutes a continuation of the commission authorized by Minnesota Statutes 1945, Chapter 193.13, and not a new authority, for the purpose of succession to all rights, powers, duties, and obligations of the commission as they existed at the time of the passage of Laws 1947, Chapter 133, except as amended by Laws 1947, Chapter 133, with the same force and effect as if such functions, powers, and duties had not been transferred.

Sec. 4. **Repeal.** Minnesota Statutes 1945, Sections 193.01 to 193.14 and Laws 1947, Chapter 125, Sections 10, 11, 12, are repealed. The repeal thereof shall not affect any right accrued, any duty imposed, any penalty incurred, or any proceeding commenced by virtue of the sections repealed as provided in Minnesota Statutes 1945, Section 645.35.

Sec. 5. Minnesota Statutes 1945, Section 192.55, is amended to read:

192.55. **Payments to be made through adjutant general.** All pay and allowances *and necessary expenses* for any of the military forces shall, when approved by the adjutant general, be paid by auditor's warrants issued to the several officers and enlisted men entitled thereto; provided, that upon the request of the adjutant general, approved by the governor, the sum required for any such pay or allowances *and necessary expenses* shall be paid by auditor's warrant to the adjutant general, who shall immediately pay and distribute the same to the several officers or enlisted men entitled thereto or to their commanding officers or to a finance officer designated by the adjutant general. The receipt of any such commanding officer or finance officer for any such payment shall discharge the adjutant general from liability therefor. Every commanding officer or finance officer receiving any such payment shall, as soon as practicable, pay and distribute the same to the several officers or enlisted men entitled thereto. The officer making final payment shall, as evidence thereof, secure the signature of the person receiving the same upon a payroll or other proper voucher.

Approved April 16, 1949.