

towns, and school districts are authorized, if necessary, to levy, over and above tax levy limitations for other governmental purposes, an amount sufficient to pay the expenses of a post-audit by the public examiner.

Subd. 2. **Cost of post-audit.** The amount of said levy shall be the amount of the claim or claims submitted by the public examiner for such services, or his estimate of the entire cost, and said amount shall be certified by the governing body, after the audit has been commenced, to the county auditor, along with amounts requested for other governmental purposes.

Subd. 3. **Use of proceeds of levy.** The proceeds of said levy shall be set aside and used only to cover the public examiner's claim.

Approved March 29, 1951.

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#### CHAPTER 190—H. F. No. 632

*An act relating to the desertion of a minor child; amending Minnesota Statutes 1949, Section 617.55.*

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

Section 1. Minnesota Statutes 1949, Section 617.55, is amended to read:

617.55. **Desertion of child or pregnant wife.** Every parent, including the duly adjudged father of an illegitimate child and a *parent* who in an action for divorce or separate maintenance or in a neglect, delinquency or dependency proceeding for his or her child in Juvenile Court has been judicially deprived of the actual custody of such child, or other person having legal responsibility for the care or support of a child who is under the age of 16 years and unable to support himself by lawful employment, who fails to care for and support such child with intent wholly to abandon and avoid such legal responsibility for the care and support of such child; and every husband who, without lawful excuse, deserts and fails to support his wife, while pregnant, with intent wholly to

abandon her, is guilty of a felony; and, upon conviction, shall be punished therefor by imprisonment in the state prison for not more than five years. Desertion of and failure to support a child or pregnant wife for a period of three months shall be presumptive evidence of intention wholly to abandon or to avoid legal responsibility for the care and support of the child.

Approved March 29, 1951.

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CHAPTER 191—H. F. No. 691

*An act to provide for primary elections in certain towns, and the method and procedure for holding primary elections, and for the compensation to be paid the election judges and clerks thereof; amending Minnesota Statutes 1949, Section 212.381.*

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

Section 1. Minnesota Statutes 1949, Section 212.381, is amended to read:

212.381. **Primary elections, certain villages.** Subdivision 1. **Adoption.** Any village with a population of not less than 1,400 and any town containing such village when the village has an assessed valuation in excess of \$20,000,000 exclusive of money and credits, more than 50 per cent of which valuation consists of iron ore, may hold an election of nominees, hereinafter designated as the "primary election" for the purpose of nominating candidates for village offices or town offices, respectively, by adopting one of the following methods:

1. By resolution of a four-fifths vote of the governing body of the village or a two-thirds vote of the town board of the town; or

2. By a petition signed by at least ten per cent of the voters of said village, addressed to the governing body of said village, or at least ten per cent of the voters of the town, addressed to the governing body of the town, requesting that