

Sec. 5. Minnesota Statutes 1949, Section 350.06, is amended to read:

350.06 Office of attorney general. The yearly salaries to be paid to officers and employees in the office of the attorney general shall be as follows:

- (1) Attorney general, \$13,000;
- (2) Deputy attorney general, \$10,500;
- (3) Deputy attorney general, \$10,500;
- (4) Six assistant attorneys general, each \$8,775; provided, that the salary of one of the deputy generals shall be paid from the funds of the State Highway Department.

Sec. 6. Minnesota Statutes 1949, Section 350.08, is amended to read:

350.08 Office of railroad and warehouse commission. The yearly salaries to be paid the railroad and warehouse commissioners shall be \$9,000 each. \$1,500 of the annual salary of each commissioner shall be paid out of the appropriation for the grain inspection division.

Sec. 7. This act shall be effective on and after July 1, 1951.

Approved April 23, 1951.

CHAPTER 713—H. F. No. 954

[Sections 1, 2, and 41 Coded as 15.21, 15.22 15.23]

An act relating to the organization and administration of the state government, prescribing the salaries of the heads of certain departments, divisions and agencies of the state and of certain deputies and assistants thereof; amending Minnesota Statutes 1949, Sections 16.01, 17.01, 35.02, 43.04, 45.02, 60.01, 79.02, 84.025, Subdivisions 3 and 4, 84.081, Sub-

division 2, 91.01, 120.05, 144.04, 161.02, Subdivision 2, 175.05, 179.02, 196.02, Subdivision 2, 198.09, 215.02, 233.135, 245.01, 246.01, 247.16, 249.11, 254.06, 256.01, Subdivision 2 (11), 260.125, Subdivision 7, 268.12, Subdivision 1, 270.02, Subdivision 1, 298.22, Subdivision 1, 360.014, Subdivisions 3 and 6, 362.09, 626.33, 637.05, and 640.51; repealing Minnesota Statutes 1949, Sections 46.16, 340.08, Subdivision 3, and 350.07; and repealing Acts and parts of Acts inconsistent therewith.

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

[15.21] Section 1. **Basic Salary Rates and Economic Adjustment Increments.** The following yearly basic salary rates and economic adjustment increments are established for the following heads of departments, divisions and agencies of the state, and for certain deputies and assistants:

Title	Basic Rate	Annual Adjustment Increment
Commissioner of Highways	\$7,400	\$300
Commissioner of Administration	7,400	300
Commissioner of Agriculture	7,400	300
Commissioner of Conservation	7,400	300
Commissioner of Education	7,400	300
Commissioner of Taxation	7,400	300
Director of Civil Service	7,400	300
Director of Employment and Security	7,400	300
Director of Public Institutions	7,400	300
Director of Social Welfare	7,400	300
Secretary and Executive Officer, Board of Health	7,400	300

Superintendent, Minnesota State Sanatorium	7,000	250
Superintendent, Anoka State Hospital	7,000	250
Superintendent, Cambridge State School and Hospital	7,000	250
Superintendent, Fergus Falls State Hospital	7,000	250
Superintendent, Hastings State Hospital	7,000	250
Superintendent, Minnesota School and Colony	7,000	250
Superintendent, Moose Lake State Hospital	7,000	250
Superintendent, Rochester State Hospital	7,000	250
Superintendent, St. Peter State Hospital	7,000	250
Superintendent, Willmar State Hospital	7,000	250
Labor Conciliator	7,000	250
Commissioner of Aeronautics	6,600	200
Commissioner of Banks	6,600	200
Commissioner of Insurance	6,600	200
Commissioner of Securities	6,600	200
Director of Youth Conservation Commission	6,600	200
Liquor Control Commissioner	6,600	200
Public Examiner	6,600	200

Deputy Commissioner of Conservation	6,600	200
Warden, State Prison	6,600	200
Directors of Game and Fish, Land and Minerals and Forestry	6,600	200
Warden, State Reformatory	6,600	200
Secretary and Executive Officer, Live- stock Sanitary Board	6,600	200
Chairman, State Board of Parole	6,600	200
Industrial Commissioners (3)	6,100	175
Commissioner of Veterans' Affairs	6,100	175
Superintendent, Bureau of Criminal Apprehension	6,100	175
Commissioner of Business Research and Development	6,100	175
Director of Water Resources and En- gineering	6,100	175
Assistant Commissioner of Aeronau- tics	5,300	150
Commandant, Minnesota Soldiers Home	5,300	150
Commissioner of Iron Range Resources and Rehabilitation	5,300	150
Deputy Commissioner of Agriculture	5,300	150
Director of Parks	5,300	150
Superintendent, Braille and Sight- Saving School	5,300	150
Superintendent, Owatonna State School	5,300	150

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Superintendent, School for the Deaf	5,300	150
Superintendent, Gillette State Hospital	5,300	150
Superintendent, State Training School for Boys	5,300	150
Secretary, Compensation Insurance Board	4,800	140
State Surveyor General of Logs and Lumber	4,800	140
Members, Board of Grain Appeals (3)	4,100	120
State Librarian	4,100	120
Superintendent, Minnesota Home School for Girls	4,100	120
Superintendent, State Reformatory for Women	4,100	120

In addition to his salary, each department head or other official listed in this section shall be reimbursed for all expenses necessarily incurred by him in the performance of his duties.

[15.22] Sec. 2. Subdivision 1. **Director of Civil Service to determine average cost of living.** The director of civil service shall prior to July 1, 1951, make an investigation and determine the average cost of living in the cities of this state as shown by the December, 1950, index published by the bureau of labor statistics of the United States department of labor. The director shall make similar investigations during the month of March every year thereafter, based on the December index of the previous year published by the bureau of labor statistics of the United States department of labor.

Subd. 2. If, upon any investigation provided for in Subdivision 1, the director shall ascertain that the average cost of living index, referred to in Subdivision 1, is more than 100, he shall so notify the Commissioner of administration, and the salary paid to each department head or other official listed in

Section 1 shall be increased by the number of economic adjustment increments as listed in Section 1 computed by the director as provided in Subdivision 3, effective the first day of the ensuing fiscal year.

If upon any such investigation he shall ascertain that such cost of living index is 100 or less, he shall so notify the commissioner of administration, and effective the first day of the ensuing fiscal year, the basic salaries provided for in Section 1 shall be paid. Thereafter no reduction of salary shall be made by reason of the fact that the average cost of living index is less than 100.

Subd. 3. After each such investigation the director shall compute the number of economic adjustment increments to be added to the basic salary rates listed in Section 1; the number of economic adjustment increment to be computed at the rate of one economic adjustment increment for each rise in such index of seven points or fraction thereof, above 100, ascertained by the director, no more than one such increase to be recommended for rises within the same seven point range. Following investigations subsequent to the initial investigation prior to July 1, 1951, the director shall recommend an increase, a decrease, or no change in the number of economic adjustment increments to be added to the basic salary rates. The recommendations of the director to the commissioner of administration shall be made prior to July 1, 1951, or before May 15 of each year thereafter, immediately following the investigation provided for in Subdivision 1, and if the Legislature is in session, copies of such recommendations shall at the same time be filed with each branch thereof. If the commissioner upon receiving such recommendation finds that sufficient funds are available to finance the additional adjustment, he shall so certify to the director prior to July 1, 1951, and on or before June 1 of each year thereafter. Copies of all certifications by the commissioner made pursuant to this subdivision shall be filed in the office of the secretary of state. The new adjustment shall become effective the first day of the ensuing fiscal year and salaries shall be paid accordingly.

Subd. 4. Salaries based on these yearly basic rates and economic adjustment increments shall be payable semi-monthly.

Sec. 3. Minnesota Statutes 1949, Section 16.01, is amended to read:

16.01 Commissioner of Administration. The department of administration shall be under the supervision and control of a commissioner of administration, in Sections 16.01 to 16.23 also referred to as the commissioner, who shall be ex officio the state budget director and state purchasing agent.

The commissioner of administration shall be appointed by the governor, by and with the advice and consent of the senate. The term of the first commissioner appointed hereunder shall expire February 1, 1941, and succeeding terms shall be two years thereafter. The governor may remove the commissioner at any time for cause, after notice and hearing.

Sec. 4. Minnesota Statutes 1949, Section 17.01, is amended to read:

17.01 Creation. There is hereby created a department of agriculture, dairy, and food, which shall be in charge of a commissioner to be known as the commissioner of agriculture, dairy, and food, in chapters 17 to 41 called the commissioner, who shall be appointed by the governor for the term of four years. Before entering upon the duties of his office, he shall take and subscribe the oath required of state officials and give his bond to the State of Minnesota, to be approved by, and filed with, the secretary of state, for the sum of \$5,000, conditioned for the faithful performance of his duties. He shall be provided with a suitable office and equipment at the seat of government, and have authority to appoint a deputy, and such other assistants, clerks, and employees as occasion may require, and fix their compensation.

Sec. 5. Minnesota Statutes 1949, Section 35.02, is amended to read:

35.02 Sanitary Board. The state live stock sanitary board shall consist of five members, appointed by the governor, each for the term of five years and until his successor qualifies. One shall be a person selected and recommended by the Minnesota live stock breeders' association; two shall be persons financially interested in the breeding of live stock in the state; and the other two practicing veterinarians and graduates of a regularly organized and recognized veterinary college. Appointments to fill unexpired terms shall be made from the classes to which the retiring members belonged. The board shall elect a president and a vice-president from among this number; also a veterinarian and graduate of a regularly organized and recog-

nized veterinary college, not a member, to be its secretary and executive officer for a term of one year and until his successor qualifies. It may also employ, and dismiss at pleasure, an attorney and such other assistants as may be necessary in the performance of its duties. *The duties of the secretary shall be prescribed by the board.* The compensation of the employees *other than the secretary* shall be fixed, and their duties prescribed, by the board. No member of the board shall receive any compensation for services as such, or as an employee thereof, but the expenses of each, necessarily incurred in the discharge of his duties, shall be paid by the state.

Sec. 6. Minnesota Statutes 1949, Section 43.04, is amended to read:

43.04 Director, selection. The office of the director of the state civil service is hereby created and established. The director of the state civil service shall be appointed by the civil service board on the basis of merit and fitness, after an open, competitive examination, open to qualified persons without regard to residence and without regard to the provisions of section 43.30, or the provisions of sections 197.45 to 197.48. Within 30 days after the first members of the civil service board have been appointed and have qualified, and thereafter whenever a vacancy exists in the office of the director of the state civil service, the civil service board shall appoint an examining committee of three persons to examine the qualifications of all persons applying for appointment to the office of director of the state civil service. At least two members of the examining committee shall be public personnel administrators or public personnel specialists of recognized standing, at least one of whom shall be a non-resident of the state. As soon as practicable after its appointment, the examining committee shall examine applicants for the position of director of the state civil service and certify to the civil service board the names of the three persons rated highest in the competitive tests and found by the committee to possess the necessary qualifications for the office of director of the state civil service. The civil service board shall then appoint one of the persons so certified to the office of director of the state civil service. No person who has not been examined and certified by an examining committee, as herein provided for, shall be appointed to the office of director of the state civil service. The civil service board shall fix the compensation and authorize the payment of expenses of members of the examining committee provided for in this section.

The director of the state civil service shall be in the classified service and shall not be removed by the civil service board except under written charges and after a public hearing by the board.

Sec. 7. Minnesota Statutes 1949, Section 45.02, is amended to read:

45.02 Commissioners; appointment, terms, vacancies. The governor, by and with the advice and consent of the senate, shall appoint the members of the commission. The term of each member shall be six years. In case of a vacancy it shall be filled for the unexpired portion of the term. Each member of the commission, before entering upon the discharge of his duties, shall take, subscribe, and file with the secretary of state, the oath of office prescribed by the constitution, and shall give bond to the state, the commissioner of banks in the amount of \$50,000, the commissioner of insurance in the amount of \$25,000, and the commissioner of securities in the amount of \$10,000, conditioned for the faithful discharge of his duties during his continuance in office and for the payment without delay to the officer or person entitled by law thereto of all moneys which shall come into his hands by virtue thereof.

A majority of the commission shall constitute a quorum.

Each commissioner shall devote his entire time to the duties of his office.

Sec. 8. Minnesota Statutes 1949, Section 60.01, is amended to read:

60.01 Division of insurance. The commissioner of insurance shall be appointed by the governor, by and with the advice and consent of the senate, for the term of six years, who shall hold office until his duly appointed successor shall have qualified. In case of a vacancy, it shall be filled for the unexpired portion of the term. Before entering upon the discharge of his duties, he shall take, subscribe, and file with the secretary of state the oath of office prescribed by the constitution, and give bond to the state, with sureties to be approved by the state treasurer, in the amount of \$25,000, conditioned for the faithful discharge of his duties during his continuance in office and for the payment without delay to the officer or per-

son entitled by law thereto of all moneys which shall come into his hands by virtue thereof; and devote his entire time to the duties of his office.

Sec. 9. Minnesota Statutes 1949, Section 79.02, is amended to read:

79.02 Compensation Insurance Board. There is hereby created a board to be known as the compensation insurance board, which shall consist of the commissioner of insurance, one member of the industrial commission to be chosen by that commission, and a third person to be appointed by the governor. The member of the industrial commission shall serve at the pleasure of the commission. The person appointed by the governor shall be versed in the subject of workmen's compensation insurance in the making of rates therefor. His term shall be for five years. He shall take and file with the secretary of state the constitutional oath of office before entering upon the discharge of his duties.

Sec. 10. Subdivision 1. Minnesota Statutes 1949, Section 84.025, Subdivision 3, is amended to read:

Subdivision 3. **Bond.** The commissioner shall give a bond to the state in the sum of \$25,000.

Subd. 2. Minnesota Statutes 1949, Section 84.025, Subdivision 4, is amended to read:

Subdivision 4. **Deputy.** The commissioner may appoint a deputy, to serve at his pleasure, who shall be in the unclassified service of the state. The deputy may exercise all the powers of the commissioner, subject to his direction and control. The deputy shall give a bond to the state in the sum of \$5,000.

Sec. 11. Minnesota Statutes 1949, Section 84.081, Subdivision 2, is amended to read:

Subdivision 2. **Bonds of directors.** Each director shall give a bond to the state in the sum of \$5,000, except the director of forestry and the director of game and fish, who shall each give a bond in the sum of \$15,000.

Sec. 12. Minnesota Statutes 1949, Section 91.01, is amended to read:

91.01. **Surveyor General.** The offices of the surveyor general are hereby consolidated into one office, which shall be located at the state capitol, St. Paul, and all the powers and duties and all the authority now by law conferred in these offices and officers shall devolve upon and be exercised by the state surveyor general of logs and lumber, hereinafter referred to as the surveyor general. He shall be appointed by the governor for a term of two years; and such term shall terminate at the end of each odd-numbered fiscal year. The duties of the surveyor general and of the director of forestry, and the duties of any deputy surveyor general and of any qualified forest officer, are hereby deemed to be not incompatible, and the director of forestry or any other forest officer may be the state surveyor general or deputies surveyor general, respectively, but no additional compensation shall be allowed for such additional service rendered by forest officers. The districts established for the survey and measurement of logs and timber are hereby discontinued, and the jurisdiction and control relating thereto are transferred to, and the same shall devolve upon, the office of the surveyor general. All public property and records now in the custody of each of the surveyors general or their deputies, wherever the same may be, shall forthwith be delivered into the custody and care of the surveyor general.

Sec. 13. Minnesota Statutes 1949, Section 120.05, is amended to read:

120.05 **Commissioner of Education; offices.** The state board of education shall be provided with suitable offices at the seat of government, and may provide all records, files, and office supplies required in the transaction of its business. It shall have the power to appoint a commissioner of education, and other necessary employees subject to the provisions of the Civil Service Law and the amount appropriated by the legislature for that purpose. The board shall designate the working title of each employee except that of the commissioner of education.

Sec. 14. Minnesota Statutes 1949, Section 144.04, is amended to read:

144.04 **Expenses.** The members of the board shall receive no compensation as such, but the necessary expenses of their attendance upon its meetings shall be reimbursed. Subject to the provisions of Laws 1939, Chapter 441, the board may employ and at pleasure dismiss, such agents, experts, and other

assistants as it may deem necessary and fix their compensation, prescribe their duties, and allow their necessary expenses. All such salaries, compensation, and expenses shall be paid by the state upon vouchers approved by at least two members of the board; but the total for any year shall not exceed the appropriation of the year therefor.

Sec. 15. Minnesota Statutes 1949, Section 161.02, Subdivision 2, is amended to read:

Subdivision 2. **Performance of duties.** The commissioner of highways shall devote his entire time to the performance of his official duties.

Sec. 16. Minnesota Statutes 1949, Section 175.05, is amended to read:

175.05 Oath; chairman. Each commissioner shall devote his entire time to the duties of his office. The commissioner whose term first expires shall be chairman. Each commissioner, before entering upon the duties of his office, shall take the oath prescribed by law.

Sec. 17. Minnesota Statutes 1949, Section 179.02, is amended to read:

179.02 Division of Conciliation. There is hereby established in the department of labor and industry a division of conciliation, but not in any way subject to the control of the department. This division shall be under the supervision and control of a labor conciliator, who shall be appointed by the governor with the advice and consent of the senate. He shall hold office for a term of four years. The term of the first labor conciliator hereunder shall expire March 1, 1945. The governor may, from time to time, appoint special conciliators to aid in the settlement of particular labor disputes or controversies and such special conciliators when appointed shall have the same power and authority as the labor conciliator and such appointment shall be for the duration only of the particular dispute. Such special conciliators shall be paid a per diem of \$15 per day while so engaged and their necessary expenses. The labor conciliator shall prepare a roster of persons qualified to act as such special conciliators and keep the same revised at all times and available to the governor and the public.

The labor conciliator may employ and discharge clerks and other assistants as needed, fix their compensation, and assign them their duties.

Sec. 18. Minnesota Statutes 1949, Section 196.02, Subdivision 2, is amended to read:

Subdivision 2. **Bond.** The commissioner shall give bond to the state in the sum of \$10,000.

Sec. 19. Minnesota Statutes 1949, Section 198.09, is amended to read:

198.09 **Officers, employees.** The soldiers' home board shall appoint a commandant for such term as it may deem proper, who, under its direction, shall have immediate charge of the home. He shall nominate for approval by the board all necessary subordinate officials and employees, and may suspend any of them for inefficiency or misconduct. The grounds for such suspension shall be reported to the board, whose decision, after a hearing thereon, shall be final. The pay of each of the *commandant's* subordinates shall be prescribed by the board, not exceeding the reasonable amounts paid for similar services in other institutions of the state.

Sec. 20. Minnesota Statutes 1949, Section 215.02, is amended to read:

215.02 **Public examiner; appointment, bond.** The department of the public examiner shall be under the supervision and control of the public examiner, which office is hereby created. The public examiner shall be appointed by the governor by and with the advice and consent of the senate for a six-year term and until his successor is appointed and qualifies. In case of a vacancy the governor shall appoint a successor for the remainder of the term. The term of the first public examiner shall expire February 1, 1945. The public examiner shall be a skilled accountant and shall not at any time while in office hold any other public office or own any stock or have any commercial interest in any corporation, copartnership, property, or business subject to supervision or examination by his department. He shall furnish a bond to the state in the sum of \$25,000, to be approved by the governor and the attorney general, conditioned for the faithful discharge of his duties.

Sec. 21. Minnesota Statutes 1949, Section 233.135, is amended to read:

233.135 Board of grain appeals. There is hereby created a board of grain appeals, the office of which shall be located in Minneapolis. The board shall consist of three members to be appointed by the governor as hereinafter provided; and shall hold office until their successors are appointed and qualified.

The salaries of the members of such board and the necessary expenses of such board shall be paid out of the grain inspection fund on the order of the commission.

Sec. 22. Minnesota Statutes 1949, Section 245.01, is amended to read:

245.01 Organization. The department of social security shall be organized with a division of public institutions, a division of social welfare, and a division of employment and security. Each division shall be under the supervision and control of a director, who shall be appointed by the governor by and with the advice and consent of the senate. The term of office of each of the directors first appointed shall expire on February 1, 1943, after which the term of office of each director shall be for a term of four years. The several directors shall be removable by the governor for cause after notice and hearing. The directors shall be selected on the basis of ability and experience in their respective fields of service and without regard to political affiliations. They shall not engage in any manner in partisan politics during their term in office. Subject to the provisions of all applicable laws, now or hereafter enacted, each director shall have power to organize his division in such manner and to appoint such subordinate officers, employees, and agents as he may deem necessary to discharge the functions of the division; and define the duties of such officers, employees, and agents, and to delegate to them any of his powers or duties, subject to his control and under such conditions as he may prescribe. Appointments to exercise delegated power shall be written orders filed with the secretary of state.

Sec. 23. Minnesota Statutes 1949, Section 246.01, is amended to read:

246.01 Powers and duties, transferred to director. The

director of public institutions is hereby specifically constituted the guardian of both the estate and person of all feeble-minded or epileptic persons, the guardianship of whom has heretofore been vested in the state board of control or in the director of social welfare whether by operation of law or by an order of court without any further act or proceeding, and all the powers and duties vested in or imposed upon the state board of control or the director of social welfare, with reference to mental testing of persons mentally deficient or epileptic, and with reference to the institutions of the State of Minnesota except the state sanatorium for consumptives, the state training school for boys and the Minnesota Home School for Girls, *except the power to fix the compensation of the chief executive officer of each such institution*, are hereby transferred to, vested in, and imposed upon the director of public institutions, and in relation thereto said director is hereby charged with and shall have the exclusive power of administration and management of all of the following state institutions: The state prison, the state reformatory for men, the schools for the mentally deficient, state hospitals for the mentally ill, the Minnesota Braille and sightsaving school, the state school for the deaf, the state epileptic colony, the state hospital for indigent, crippled and deformed children, the state hospital for inebriates, and the state reformatory for women. The director shall have power and authority to determine all matters relating to the unified and continuous development of all of the foregoing institutions and of such other institutions, the supervision of which may, from time to time, be vested in the director.

It is intended that there be vested in the director all of the powers, functions, and authority heretofore vested in the state board of control relative to state institutions, except the state sanatorium for consumptives, the state training school for boys, and the Minnesota Home School for Girls. The director shall have the power and authority to accept, in behalf of the state, contributions and gifts not exceeding \$25 for the *use and benefit of the inmates of the public institutions* under his control, and the amount so received and accepted shall be credited to the amusement account. The director of public institutions is hereby constituted the "state agency" as defined by the social security act of the United States and the laws of this state for all purposes relating to mental health and mental hygiene.

It shall be the duty of the several directors to actively

cooperate, each with the other, in establishing an efficient working relationship relative to the care and supervision of individuals both prior to and after departure from institutions hereinabove mentioned.

Sec. 24. Minnesota Statutes 1949, Section 247.16, is amended to read:

247.16 **Superintendent, appointment.** The director of the division of public institutions shall appoint a superintendent at the Owatonna State School.

Sec. 25. Minnesota Statutes 1949, Section 249.11, is amended to read:

249.11 **Minnesota Home School for Girls under control of Youth Conservation Commission.** *The financial control and the general supervision of the Minnesota Home School for Girls is vested in the Youth Conservation Commission and it is hereby vested with power and authority to appoint a superintendent and such other officers and employees as it may deem necessary and proper for the due administration of the affairs of the school, prescribe their duties, and fix the compensation of the officers and employees other than the superintendent, subject to the civil service provisions. It is hereby vested with power and authority to make and establish such rules and regulations for the government and management of the school and for the education, employment, training, discipline, and sake-keeping of the inmates thereof as may be deemed by it to be expedient and proper. All the officers of the school shall be women.*

Sec. 26. Minnesota Statutes 1949, Section 254.06, is amended to read:

254.06 **Superintendent.** The director of public institutions shall appoint a superintendent of the Willmar state hospital who shall be a duly licensed physician.

Sec. 27. Minnesota Statutes 1949, Section 256.01, Subdivision 2 (11), is amended to read:

Subdivision 2. (11) All the powers and duties vested in or imposed upon the director of public institutions with reference to the state sanatorium for consumptives are hereby

transferred to, vested in, and imposed upon the director of social welfare. *The director of social welfare shall appoint the superintendent of the state sanatorium, but shall not have the power to fix his salary.*

Sec. 28. Minnesota Statutes 1949, Section 260.125, Subdivision 7, is amended to read:

Subdivision 7. **Compensation, expenses.** Each of the appointed members of the commission *other than the director* shall receive as compensation the sum of \$25 per day for each day actually spent in the discharge of official duties. In addition to the compensation so provided, each of the members of the commission shall be reimbursed for all expenses paid or incurred by him in the performance of his official duties.

Sec. 29. Minnesota Statutes 1949, Section 268.12, Subdivision 1, is amended to read:

Subdivision 1. **Officers, employees.** The director shall administer sections 268.03 to 268.24 and appoint such officers and employees as may be necessary for the administration thereof.

Sec. 30. Minnesota Statutes 1949, Section 270.02, Subdivision 1, is amended to read:

Subdivision 1. **Term, bond.** The commissioner of taxation shall be appointed by the governor by and with the advice and consent of the senate. The term of the first commissioner appointed shall expire March 1, 1945, and the succeeding terms shall be six years thereafter. The commissioner shall be selected on the basis of ability and experience in the field of taxation and tax administration and without regard to political affiliations. The governor may remove the commissioner at any time for cause, after notice and hearing. The commissioner shall give bond to the state in the sum of \$200,000.

Sec. 31. Minnesota Statutes 1949, Section 298.22, Subdivision 1, is amended to read:

Subdivision 1. For the period beginning May 1, 1941, and ending April 30, 1942, there is hereby appropriated from the general revenue fund, for the purposes hereinafter set

forth, five per cent of amounts paid and credited into said fund from the proceeds of taxes paid under the provisions of law relating to occupation taxes on the business of mining or producing iron ore, and on and after May 1, 1942, there is hereby appropriated from the general revenue fund, for the purposes hereinafter set forth, ten per cent of all amounts paid and credited into said fund from the proceeds of these taxes. The office of commissioner of Iron Range resources and rehabilitation is hereby created. The commissioner shall be appointed by the governor; with the advice and consent of the senate, for a term of two years, the first term to begin July 1, 1941. The salary of the commissioner shall be paid from the amounts appropriated by this section; provided, that such salary shall be reduced by such amount as he may receive from other funds, and the commissioner may hold such other positions or appointments as are not incompatible with his duties as commissioner of Iron Range resources and rehabilitation. All expenses of the commissioner, including the payment of such assistance as may be necessary, shall be paid out of the amounts appropriated by this section.

When the commissioner shall determine that distress and unemployment exists or may exist in the future in any county by reason of the removal of natural resources or a possibly limited use thereof in the future and the decrease in employment resulting therefrom, now or hereafter, he may use such amounts of the appropriation made to him in this section as he may determine to be necessary and proper in the development of the remaining resources of said county and in the vocational training and rehabilitation of its residents.

Sec. 32. Subdivision 1. Minnesota Statutes 1949, Section 360.014, Subdivision 3, is amended to read:

Subdivision 3. The commissioner shall devote full time to the performance of his official duties.

Subd. 2. Minnesota Statutes 1949, Section 360.014, Subdivision 6, is amended to read:

Subdivision 6. The commissioner may appoint an assistant commissioner of aeronautics, who shall be an experienced and registered engineer and qualified to design and plan all classes of airports. He shall serve at the pleasure of the commissioner and shall be in the unclassified service of the state. He shall devote full time to the duties of his office. The

commissioner may, by written order filed in his office, delegate to him any of the powers or duties vested in or imposed upon said commissioner by this act. Such delegated powers and duties may be exercised by him in the name of the commissioner. Such assistant commissioner shall, before entering upon the performance of his official duties, give bond to the state, in the penal sum of \$10,000 and under the same provisions and conditions as the commissioner's bond.

Sec. 33. Minnesota Statutes 1949, Section 362.09, is amended to read:

362.09 Commissioner. The department shall be under the supervision and control of a commissioner of business research and development, who shall be appointed by the governor, by and with the advice and consent of the senate. He shall be chosen with regard to his knowledge, training, experience, and ability in administering the functions of the department. He shall serve for a term of four years from the first Monday in January of the year of his appointment and until his successor is appointed and has qualified, or until he is removed by the governor for cause after notice and hearing. In case of a vacancy, the governor may appoint a commissioner for the unexpired term, who shall thereupon immediately take office and shall carry on all the duties of the office until the next session of the legislature, when his appointment shall be submitted to the senate for approval. He shall give a bond to the state in the sum of \$10,000.

Sec. 34. Minnesota Statutes 1949, Section 626.33, is amended to read:

626.33 Superintendent; rules, regulations. This bureau shall be under the supervision and control of a superintendent, who shall be appointed by the governor, by and with the consent of the senate. The term of office of the superintendent shall be two years. The incumbent shall serve until a successor is appointed and qualifies. The governor may remove the superintendent at any time at his pleasure. Any vacancy shall be filled for the unexpired portion of the term. The superintendent shall devote his entire time to the duties of his office. The superintendent, from time to time, shall make such rules and regulations and adopt such measures as he deems necessary, within the provisions and limitations of sections 626.32 to 626.50, to secure the efficient operation of the bureau. The

bureau shall cooperate with the respective sheriffs, constables, marshals, police, and other peace officers of the state in the detection of crime and the apprehension of criminals throughout the state, and shall have the power to conduct investigations as the superintendent may deem necessary to secure evidence which may be essential to the apprehension and conviction of alleged violators of the criminal laws of the state. The various members of the bureau shall have and may exercise throughout the state the same powers of arrest possessed by a sheriff, but they shall not be employed to render police service in connection with strikes and other industrial disputes.

Sec. 35. Minnesota Statutes 1949, Section 637.05, is amended to read:

637.05 Chairman of board, compensation of members. Each of the members of the board *other than the chairman* shall receive as compensation the sum of \$15 per day for each day actually spent in the discharge of his official duties, including the duties of secretary. In addition to the compensation so provided, each of the members of the board shall be reimbursed for all expenses paid or incurred by him in the performance of his official duties. This compensation and these expenses shall be paid out of the revenue fund in the same manner as the salaries and expenses of other state officers are paid. All of the other expenses of the state board of parole shall be audited and allowed by the commissioner of administration and paid out of the funds appropriated for the maintenance of the penal institutions of the state in such proportions as the commissioner of administration shall determine. The board of parole shall furnish such estimates of anticipated expenses and requirements as the commissioner of administration may, from time to time, require.

Sec. 36. Minnesota Statutes 1949, Section 640.51, is amended to read:

640.51 Financial control, general supervision. The financial control and general supervision of the state reformatory for women, hereby created and established, shall be, and hereby is, vested in the director of public institutions, as now provided by law in respect to other state institutions; and the director is hereby vested with power and authority to appoint a superintendent and such other officers and employees as the director may deem necessary and proper for the due adminis-

tration of the affairs of the reformatory for women, and may prescribe their duties and fix *the compensation of the officers and employees other than the superintendent, subject to the provisions of sections 43.01 to 43.35*; and the director is also hereby vested with power and authority to make and establish such rules and regulations for the government and management of the reformatory for women, and for the education, employment, and training, discipline and safe-keeping of the inmates thereof as may be deemed by him to be expedient and proper; provided, that all officers of the reformatory shall be women. The director may transfer inmates of the state reformatory for women on a temporary basis without commitment to a state hospital for diagnosis and treatment when, in the judgment of the director of public institutions, the same appears to be advisable for the proper care and treatment of such inmates.

Sec. 37. Minnesota Statutes 1949, Section 46.16, is hereby repealed.

Sec. 38. Minnesota Statutes 1949, Section 340.08, Subdivision 3, is hereby repealed.

Sec. 39. Minnesota Statutes 1949, Section 350.07, is hereby repealed.

Sec. 40. All other acts or parts of acts now in effect inconsistent with the provisions of this act are hereby repealed, superseded, modified or amended so far as may be necessary to conform to and give full force and effect to the provisions of this act.

[15.23] Sec. 41. **Cost of living indices; old type, new type.** Whereas the bureau of labor statistics of the United States department of labor, herein termed the bureau, is now publishing two indices showing the average cost of living; one prepared according to the method used by that bureau prior to December 15, 1950, which it terms the "old type" of index, and another, based on a wider range of items which it terms the "new type", and some confusion has arisen in industry in adjusting salaries and wages based on changes in the cost of living indices, to avoid any such confusion in adjusting the salaries of state officials, the director shall, in making the investigations and determinations provided for in Section 2, use the so-called "old type" of indices so long as they

are published by the bureau. Notwithstanding the provisions of Section 2, if the bureau ceases publication of the so-called "old type" of indices, the director shall use the same factors as were used in the "old type" index in establishing the economic adjustment increases or decreases authorized in this act.

Sec. 42. This act shall take effect on and after July 1, 1951, except for the provisions of Subdivisions 1, 2, and 3 of Section 2 as to which it shall be effective upon passage.

Approved April 23, 1951.

CHAPTER 714—H. F. No. 1519

[Not Coded]

An act creating a commission to investigate and study all matters relating to the taxation of iron ore and appropriating money therefor.

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

Section 1. Commission to study matters relating to iron ore. A Commission to investigate and study all matters relating to the taxation of iron ore, is hereby created to consist of eight members of the Senate, to be appointed by the Committee on Committees, and eight members of the House of Representatives, to be appointed by the speaker. The appointment of such commission shall be made upon the passage of this act. Any vacancy that may occur in the membership of the commission shall be filled by the appointing power.

Sec. 2. Powers, duties. Such commission shall make a comprehensive, detailed and complete investigation and study of all the factors contributing to a sound iron ore tax policy for this state, including information regarding the quality and extent of Minnesota's iron ore reserves, and those in other parts of the world; the cost of mining and developing Minnesota iron ores and those in other parts of the world; the advisability of using the Lake Erie price as a tax base; the impact of national defense considerations; and the possible construction of the St. Lawrence waterway by either Canada or the United