

imprisonment; but this shall not protect a person who, in an unsuccessful attempt to commit one crime, does commit another and different one, from the prescribed punishment for the crime actually committed.

Approved April 15, 1953.

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CHAPTER 362—S. F. No. 955

*An act relating to misappropriation of funds and falsification of accounts by public officials; amending Minnesota Statutes 1949, Section 620.01; repealing Minnesota Statutes 1949, Section 620.03.*

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

Section 1. Minnesota Statutes 1949, Section 620.01, is amended to read:

**620.01 Misappropriation and falsification of accounts by public officials.** Every public officer, and every other person receiving money on behalf or for account of the people of the state, or of any department of the state government, or of any bureau or fund created by law, in which the people are directly or indirectly interested, or for or on account of any county, city, village, borough, town, or school district, who:

(1) Shall appropriate to his own use, or the use of any person not entitled thereto, without authority of law, any money so received by him as such officer or otherwise;

(2) Shall knowingly keep any false account, make any false entry or erasure in any account, of or relating to any money so received by him;

(3) Shall fraudulently alter, falsify, conceal, destroy, or obliterate any such account; or

(4) Shall wilfully omit or refuse to pay over to the state, its officer or agent authorized by law to receive the same, or to such county, city, village, borough, town, or school district, or to the proper officer or authority empowered to demand and receive the same, any money received by him as such officer, when it is a duty imposed upon him by law to pay over and account for the same

Shall be guilty of a felony, and shall be punished by imprisonment in the state prison or county jail for from one to seven years, or by a fine of from \$1,000 to \$10,000, or both such fine and imprisonment.

Sec. 2. Minnesota Statutes 1949, Section 620.03, is hereby repealed.

Approved April 15, 1953.

CHAPTER 363—S. F. No. 1010

[Not Coded]

*An act providing for the appointment of stenographic reporters of the municipal court of the city of Minneapolis, Hennepin County, Minnesota; fixing their salaries, defining their duties, and repealing Laws 1909, Chapter 225 as amended.*

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

**Section 1. Municipal court reporter, Minneapolis.**  
**Subdivision 1. Appointment; tenure; retirement.** Each judge of the municipal court of the city of Minneapolis may appoint a stenographic reporter, who shall be well skilled in his profession and competent to discharge the duties required. This stenographic reporter shall be a sworn officer of the court, and hold his office during the pleasure of the judge appointing him, notwithstanding any rule or regulation heretofore or hereafter made by any board or commission of said city, establishing and fixing a compulsory age of retirement of employees of said city. It shall not be compulsory for any such stenographic reporter, who is a member of the public employees' retirement association, to become a member of any municipal pension or retirement fund.

**Subd. 2. Salary.** Beginning January 1, 1953, and continuing until May 1, 1955, the salary of said reporter shall be \$5,800 per annum and thereafter it shall be \$5,300 per annum, payable in semi-monthly installments by the city treasurer of the city of Minneapolis from any funds in the city treasury not otherwise appropriated.

**Subd. 3. Duties, unlawful detainer actions.** Each such reporter upon request of the party to an action for forcible entry or unlawful detainer, or his attorney, shall take notes of the evidence in such action without charge to such party.

**Sec. 2. Duties, generally.** It shall be the duty of each of said stenographic reporters to take, or cause to be taken, full stenographic notes of all proceedings and the testimony of all trials in said court before the judge so appointing him, whenever so directed by the judge and without such direction, to take full notes of all proceedings and testimony at hearings for binding a defendant over to the grand jury; and each of