

time all tax levies for the support of the city are made and in addition thereto levy a tax of one mill on all taxable property within the city. However, when the special fund shall reach or exceed \$100,000, the levy, each year, shall be one-tenth of a mill until the fund goes below \$100,000 when the levy shall again be one mill. Any city to which this subdivision applies whose maximum annual tax levy for all purposes is limited by charter provision or statute, shall, notwithstanding the maximum annual tax levy, levy the tax herein provided for in addition to the levy as limited by the charter or statute. Nothing contained in the provisions of any local charter or any general or special law shall limit or curtail the levy hereby authorized and directed. If such tax is levied, then in addition thereto, the city treasurer, finance commissioner or other officer charged with the responsibility of the city's finances, shall deduct each month the sum of \$2.50 from the basic monthly pay of all firemen and transfer the total thereof to the treasurer of the special fund of the firemen's relief association, who shall credit the total to the special fund and to the credit of the individual firemen. However, if a fireman is separated from the service under such circumstances that no pension benefits are payable to him or his widow or children, the treasurer of the special fund shall return to the fireman or to his immediate family in the event such separation is due to his death, all of the amounts so deducted from his base pay, without interest and less the amount of any disability or other benefits theretofore paid such fireman. The tax so levied shall be transmitted with other tax levies to the auditor of the county in which such city is situated, and shall be collected and payment thereof enforced by the county in the same manner as state and county taxes are collected and paid.

Approved April 17, 1953.

CHAPTER 407—H. F. No. 1495

[Coded]

An act relating to drainage; amending Minnesota Statutes 1949, Section 106.011, by adding a new subdivision.

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

Section 1. Minnesota Statutes 1949, Section 106.011, is amended by adding a new subdivision to read:

[Subd. 22.] **Lateral, lateral system.** "*Lateral*" or "*Lateral System*" means any construction either by branch, lateral

or upstream extension or branches or laterals thereof required to connect lands with an established ditch.

Approved April 17, 1953.

CHAPTER 408—H. F. No. 1584

An act relating to the civil service; amending Minnesota Statutes 1949, Section 43.09, Subdivision 2.

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

Section 1. Minnesota Statutes 1949, Section 43.09, Subdivision 2, is amended to read:

Subd. 2. **Unclassified service.** The unclassified service comprises positions held by state officers or employees who are:

(1) Chosen by election or appointed to fill an elective office;

(2) Heads of departments required by law to be appointed by the governor or other elective officers, except the railroad and warehouse commission, and the executive or administrative heads of departments, divisions and institutions specifically established by law, except that with respect to state institutions, the provisions of section 246.02 are hereby continued in effect; provided, this clause shall not apply to heads of divisions now existing in the department of labor and industry, nor to the director of the division of vocational rehabilitation in the department of education;

(3) Except as herein otherwise enlarged, one private secretary to each of the elective officers of this state, and in addition thereto, one deputy clerk, or employee to the secretary of state, state auditor, and state treasurer;

(4) All deputy registrars of motor vehicles and seasonal help employed by the registrar and his deputies to assist in the issuance of motor vehicle licenses;

(5) One executive secretary and five other confidential employees in the office of the governor, and one confidential employee for the governor in the office of the adjutant general;

(6) Officers and employees of the senate and house of representatives of the legislature;

(7) Teachers, research assistants, student employees on less than half-time pay basis, presidents, deans, and administrative officers in the teachers colleges; but this clause