

tional leader among institutions of higher learning and research.

**Sec. 3. Advisory committees.** The commission is authorized to appoint advisory committees to give assistance, consultation and advice on matters relating to the study directed by this act. The size and number of such committees are left to the discretion of the commission. Members of the advisory committees shall serve without compensation.

**Sec. 4. Meetings.** Commission may hold meetings at such times and places as it may designate and may hold hearings. Commission may subpoena witnesses and records to any such meetings or hearings. It shall select from its membership a chairman and such other officers as it deems necessary.

**Sec. 5. Report.** The commission is authorized to act from the time its members are appointed and shall report its findings and recommendations to the 1959 session of the Legislature.

**Sec. 6. Expenses.** Members of the commission and the advisory committees provided for in Sec. 3, shall be reimbursed for expenses actually and necessarily incurred in the performance of commission duties within the limit of the appropriation provided. The commission is authorized to adopt rules and regulations for the conduct of its business, to purchase stationery and supplies, and to employ such assistance as it considers necessary for carrying out the provisions of this act, and to prescribe their duties. The commission shall use the available facilities and personnel of the Legislative Research Committee unless the Commission by resolution determines a special need or reason exists for the use of other facilities or personnel. Reimbursement for expenses incurred shall be made pursuant to the rules governing state employees.

**Sec. 7. Appropriation.** The sum of \$30,000 or so much thereof as may be necessary is hereby appropriated, out of funds not otherwise appropriated, to the commission for the purposes enumerated in this act. Abstracts for the issuance of warrants shall be signed by the chairman and one other member.

Approved April 29, 1957.

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#### CHAPTER 831—S. F. No. 1473

*An act relating to port authority commissions, amending Minnesota Statutes 1953, Sections 458.09, 458.11 and 458.15.*

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

Section 1. Minnesota Statutes 1953, Section 458.09, is amended to read:

**458.09 Port Authority commission.** A commission to be known as "Port Authority of \_\_\_\_\_" is hereby established in and for every city of the state which has, or shall have over 50,000 inhabitants and which is or shall be situated upon, or adjacent to, or which embraces or shall embrace within its boundaries, in whole or in part, a port or harbor located on a navigable lake or stream. Sections 458.09 to 458.19 are expressly declared to be applicable to all such cities, whether now or hereafter existing under a charter framed and adopted under the Constitution of the State of Minnesota, Article 4, Section 36, or not. *Those port authorities now or hereafter having jurisdiction over harbors located on the Great Lakes-St. Lawrence seaway system shall be known and are referred to in Sections 458.09 to 458.19 as seaway port authorities.* Where two or more port districts in cities of the first class are adjacent, they shall constitute a metropolitan port district, and there is hereby established therein a joint commission to be known as "\_\_\_\_\_ Port Commission," the further designation in the name to be supplied and adopted by the commission. Such joint commission shall consist, ex officio, of all the commissioners of port authority in each district embraced in the metropolitan port district, and shall perform such functions and have such powers as may be delegated or extended to it by concurrent resolutions adopted from time to time by the port authorities in the constituent port districts. When so authorized such joint commission may exercise any or all the powers conferred by Sections 458.09 to 458.19 upon port authorities. Any such port authority may subsequently withdraw or rescind its action or concurrence in any such resolution, and, upon proper notice thereof, the powers or functions of the joint commission shall to that extent be withdrawn. Any such port authority or joint commission shall be a body politic and corporate in the State of Minnesota with the right to sue and be sued in the names above designated. Any such port authority shall also be considered a governmental subdivision within the meaning of Minnesota Statutes 1953, Section 282.01. The exercise by any such authority or commission of any of its powers shall be deemed and held to be essential governmental functions of the State of Minnesota, but any such authority shall not be immune from liability by reason thereof.

Sec. 2. Minnesota Statutes 1953, Section 458.11, is amended to read:

**458.11 By-laws and rules; duties.** The commission-

ers constituting such port authority may adopt by-laws and rules of procedure governing their action, not inconsistent with this or other laws, and shall adopt an official seal. They shall elect from among their number a president, a vice-president and a treasurer, and shall also elect a secretary *and an assistant treasurer* who may or may not be a member of such commission; any of said offices except those of president and vice-president may be held by one commissioner. The officers shall have the duties and powers usually attendant upon such offices, and such other duties and powers not inconsistent herewith, as may be provided by the port authority. The treasurer shall receive and be responsible for all moneys of the port authority from whatever source derived, and the same shall be deemed public funds; *he shall also be responsible for the acts of the assistant treasurer.* He shall disburse the same only on order signed by the secretary and countersigned by the president or vice-president, or other vouchers authorized by law, and each order shall state the name of the payee, and the nature of the claim for which the same is issued. He shall keep an account of all moneys coming into his hands, showing the source of all receipts, and the nature, purpose and authority of all disbursements, and at least once each year, at times to be determined by the port authority, shall file with the secretary a detailed financial statement of the port authority showing all receipts and disbursements, the nature of the same, the moneys on hand, and the purposes for which the same are applicable, the credits and assets of the port authority and its outstanding liabilities, which report together with the treasurer's vouchers, shall be examined by the port authority and if found correct approved by resolution entered on the records. *The assistant treasurer shall have the powers and perform the duties of the treasurer in the event of the absence or disability of the treasurer.* The treasurer of every port authority shall give bond to the state in a sum equal to twice the amount of money which will probably be in his hands at any time during any one year of his term, that amount to be determined at least annually by the port authority, such bond to be conditioned for the faithful discharge of his official duties, and to be approved as to both form and sureties by the port authority and filed with its secretary; *such bond, however, shall not exceed \$300,000.*

Sec. 3. Minnesota Statutes 1953, Section 458.15, is amended to read:

**458.15 City to transfer property.** The council of any such city may, in its discretion, by majority vote, and with or without consideration, transfer or cause to be transferred to such port authority or may place in its possession and control;

by lease, or other contract or agreement, either for a limited period or in fee, any dock, waterfront, or riparian property now or hereafter owned or controlled by such city, within the port district, but nothing in sections 458.09 to 458.19 contained shall be construed to impair or in any manner restrict any power of such city or any municipality to itself own, develop, use and improve port or terminal facilities. Any such city may issue its bonds for, and appropriate the proceeds thereof, to the purchase, construction, extension, improvement, and maintenance of docks, warehouses, or other port or terminal facilities owned or to be owned or operated by such port authority, *other than a seaway port authority*, under the same conditions, to the same extent and in the same manner as if such properties were public utility plants, needful public buildings and public conveniences from which revenue may be derived, and were owned or to be owned or operated solely by the city. *Any city entitled to appoint members of a seaway port authority may issue its general obligation bonds in a sum not in excess of \$1,000,000 and appropriate the proceeds thereof for any of the foregoing purposes and for the conservation, development, reclamation, protection and improvement of lands under the jurisdiction of such seaway port authority. Such bonds shall be issued only after approval of two-thirds of the members of the city council of such city. Any such bonds shall be issued, sold and secured as provided in Minnesota Statutes 1953, Sections 475.60 to 475.753; an election shall not be necessary to the validity of such bonds.* Such city may also in its discretion and with or without compensation therefor furnish to such port authority offices, warehouses, or other structures and space with or without heat, light and other service, and such stenographic, clerical, engineering or other assistance as its council may determine. The city attorney or similar law officer of any such city shall be the attorney and legal adviser of the port authority, but this provision shall not impair the power of the port authority to employ additional counsel when in the judgment of its members such action is for any reason advisable.

Approved April 29, 1957.

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#### CHAPTER 832—S. F. No. 1487

*An act relating to the repurchase of land after its forfeiture to the state for taxes; amending Minnesota Statutes 1953, Section 282.241, as amended.*

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