471.59   **Joint exercise of powers.**   Subdivision 1. **Agreement.**   Two or more governmental units, by agreement entered into through action of their governing bodies, may jointly or cooperatively exercise any power common to the contracting parties or any similar powers, including those which are the same except for the territorial limits within which they may be exercised. *The agreement may provide for the exercise of such powers by one or more of the participating governmental units on behalf of the other participating units.* The term "governmental unit" as used in this section includes every city, village, borough, county, town, and school district, and other political subdivision.

Sec. 2.   *This act takes effect July 1, 1961.*

Approved April 20, 1961.

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CHAPTER 663—H. F. No. 1433

An act relating to the board of police commissioners of the city of West St. Paul, amending Laws 1941, Chapter 266, Sections 1 and 2.

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

Section 1.   Laws 1941, Chapter 266, Section 1, is amended to read:

Section 1.   **West St. Paul, city of; board of police commissioners.**   There may be created in ~~any city of the fourth class situated in one county and adjoining or contiguous to a city of the first class situated in another county~~ *the City of West St. Paul,* a board of police commissioners with powers and duties as hereinafter provided.

~~Any city in the class mentioned in this act which may wish to~~ *The city of West St. Paul may* avail itself of the provisions hereof, ~~shall do so~~ by a resolution of the governing body, expressly ~~accepting~~ *adopting* the provisions hereof, which resolution shall be adopted by a vote of the majority of the members of the governing body, and be approved by the mayor of ~~such city~~ *West St. Paul,* and this act shall not apply to ~~any such~~ *the* city *of West St. Paul* until the adoption ~~as aforesaid~~ of such resolution.

Sec. 2.   Laws 1941, Chapter 266, Section 2, is amended to read:

Changes or additions indicated by *italics,* **deletions by** ~~strikeout~~.

Sec. 2.   **Members; terms; appointment.**   Said board shall consist of three members, ~~who~~ *two of whom* shall be residents and electors of the city during their term in office, ~~and shall~~ ~~be~~ appointed by the mayor of the city, and the appointment confirmed by a majority vote of the governing body thereof, *and the third member shall be an alderman of the city appointed by the mayor and shall hold office on the board for a term concurrent with his office as alderman.* The *other two* members of the board shall hold office ~~for a period of six years from the time of their appointment, and shall serve without pay; provided, however, that the members of the first board shall be appointed for two, four and six years respectively~~ *as follows: One for a term of three years; the other for a term of five years; and the members of this board shall serve without pay.*

Sec. 3.   *Sections 1 and 2 shall be effeective upon approval by a majority of the members of the governing body of the city of West St. Paul and upon compliance with Laws 1959, Chapter 368.*

Approved April 20, 1961.

CHAPTER 664—H. F. No. 1439

[Coded]

An act relating to obscene materials; prohibiting certain acts in relation thereto; providing penalties; repealing Minnesota Statutes 1957, Section 617.24, as amended.

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

Section 1.   **[617.241]   Obscene. materials; distribution prohibited.**   It is unlawful for any person knowingly to exhibit, sell, print, *offer to sell,* give away, circulate, publish, distribute, *or attempt to distribute* any obscene book, magazine, pamphlet, paper, writing, card, advertisement, circular, print, picture, photograph, motion picture film, play, image, instrument, *statute,* drawing, or other article which is obscene. "Obscene" for the purpose of this section, is defined as follows: Whether to the average person, applying contemporary community standards, the dominant theme of the material taken as a whole appeals to prurient interests.

Any person violating any provision of this section shall

Changes or additions indicated by *italics*, deletions by ~~strikeout~~