

Chapter 315, may be formed under that chapter or under this chapter.

(3) This chapter does not apply to a religious corporation unless it is formed under this chapter or has elected to come under this chapter in the manner prescribed by section 317.04, subdivision 3, *but a religious corporation, whether or not formed or electing to come under this chapter, may avail itself, where applicable, of sections 317.26 to 317.69 of this chapter in lieu of chapters 315 and 300.*

Sec. 4. Minnesota Statutes 1961, Section 317.27, Subdivision 3, is amended to read:

Subd. 3. **Procedure to amend, by directors, where members have voting rights.** (1) Unless the articles or bylaws require a greater vote, the members may, by a majority vote of the members voting at a meeting duly called for the purpose, authorize the board of directors, subject to clause (3), to exercise from time to time the power of amendment of the articles in the manner prescribed in clause (2).

(2) When the members have authorized the board of directors under clause (1) to amend the articles, the board of directors, by a two-thirds vote, unless the articles or bylaws require a greater vote, of the directors who are present and entitled to vote on the proposed amendment, may amend the articles at any meeting of the board. Notice of the meeting and of the proposed amendment shall be given.

(3) The members, by a majority vote of the members voting at a meeting duly called for the purpose, may *prospectively* revoke; ~~at any time prior to its exercise;~~ the authority of the board to exercise the power of the members to amend the articles.

Approved May 15, 1963.

CHAPTER 711—H. F. No. 866

[Not Coded]

An act relating to capital outlay expenditures by Special School District No. 3, Duluth, Minnesota; repealing laws 1951, Chapter 398, Section 2.

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

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

Section 1. Special school district No. 3; capital outlay building fund. In the annual tax levy of special school district No. 3, Duluth, Minnesota, there shall be included to be used exclusively for a capital outlay building fund not less than \$5, and not more than \$15 per resident pupil unit of the district.

Sec. 2. Laws 1951, Chapter 398, Section 2, is hereby repealed.

Sec. 3. This act shall not become effective until it is approved by a majority vote of the governing body of said special school district No. 3, Duluth, Minnesota, and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 15, 1963.

CHAPTER 712—H. F. No. 954

An act relating to the determination as contraband, of devices for the vending of cigarettes and contents thereof; amending Minnesota Statutes 1961, Section 297.08, Subdivision 1.

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

Section 1. Minnesota Statutes 1961, Section 297.08, Subdivision 1, is amended to read:

297.08 Cigarettes; vending machines; contraband. Subdivision 1. Packages declared contraband. The following are declared to be contraband:

(1) All packages which do not have stamps affixed to them as provided in sections 297.01 to 297.13 and all devices for the vending of cigarettes in which such unstamped packages are found; .

If a package of cigarettes is contained in a vending device and exposed to view and the stamp required by sections 297.01 to 297.13 is not visible from the outside of that device, it shall be presumed that the package is unstamped and that the package is contraband, and action may be taken as provided in subdivisions 2 and 3.

(2) Any device for the vending of cigarettes and all packages of cigarettes contained therein, where the device does not afford at least partial visibility of contents. Where any package exposed to view does not carry the stamp or imprint required by sections 297.01 to 297.13, it shall be presumed that all packages contained in the device are unstamped and contraband.

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