

interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. The proceeds of such bonds are appropriated and shall be credited to the veterans adjusted compensation fund, except that any accrued interest and premium received upon the sale thereof is appropriated and shall be credited to a separate bookkeeping account to be maintained in the state bond fund and designated as the Minnesota state Vietnam veterans bonus bond account. The bonds shall be issued, sold, executed, authenticated, and secured in the same manner as provided for Minnesota state building bonds in Minnesota Statutes 1971, Section 6.31, except that the expenses thereof shall be paid and the amounts necessary therefor are appropriated from the veterans adjusted compensation fund, and all money appropriated and taxes levied for the payment of the bonds shall be credited to the Minnesota state Vietnam veterans bonus bond account. The bonds are further secured by the provisions of Article IX, Section 6 and Article XX of the Constitution.

Sec. 16. [197.986] **VETERANS BONUS BOND ACCOUNT.** In order to reduce the amount of taxes otherwise required by the Constitution, Article IX, Section 6, Subdivision 4, to be levied for the payment of interest and principal on the bonds authorized by this act, there is hereby appropriated annually to the veteran's bonus bond account in the state bond fund from the general fund in the state treasury a sum of money sufficient in amount, when added to the balance on hand on November 1 in each year in the veteran's bonus bond account, to pay all principal and interest due and to become due on said bonds within the then ensuing year and to and including July 1 in the second ensuing year. The moneys received and on hand pursuant to the appropriation annually made by this section are available in the state bond fund prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4, and shall be used to reduce the amount of tax otherwise required to be levied.

Sec. 17. **EFFECTIVE DATE.** This act is effective the day following its final enactment.

Approved May 11, 1973.

CHAPTER 205—H.F.No.267

[Coded]

An act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis; and providing a penalty.

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

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

Section 1. [563.01] FORMA PAUPERIS PROCEEDINGS; AUTHORIZATION. Subdivision 1. As used in this section, "proper governing body" means the state of Minnesota or the political subdivision thereof to which the court hearing an in forma pauperis action pays the fees and costs it collects.

Subd. 2. Whenever pursuant to this section the court directs expenses to be paid, the expenses shall be paid by the proper governing body in the same manner as other claims are paid.

Subd. 3. Any court of the state of Minnesota or any political subdivision thereof may authorize the commencement or defense of any civil action, or appeal therein, without prepayment of fees, costs and security for costs by a natural person who makes affidavit stating (a) the nature of the action, defense or appeal, (b) his belief that he is entitled to redress, and (c) that he is unable to pay the fees, costs and security for costs. Upon a finding by the court that the action is not of a frivolous nature, the court shall allow the person to proceed in forma pauperis if the affidavit is substantially in the language required by this subdivision and is not found by the court to be untrue.

Subd. 4. Upon order of the court, the clerk and sheriff shall perform their duties without charge to the person proceeding in forma pauperis. The court shall direct payment of the reasonable expense of service of process whether served by a sheriff, private process server or publication.

Subd. 5. If the court finds that a witness, including an expert witness, has evidence material and necessary to the case and is within the state of Minnesota, the court shall direct payment of the reasonable expenses incurred in subpoenaing the witness, if necessary, and in paying the fees and costs of the witness.

Subd. 6. If the court finds that a deposition and transcript thereof are necessary to adequately prepare, present or decide an issue presented by the action, the court shall direct payment of the reasonable expenses incurred in taking the deposition and in obtaining the transcript thereof.

Subd. 7. If the court finds that a transcript of any part or all of the action is necessary to adequately prepare, present or decide an issue presented by the action, the court shall direct the payment of the reasonable expenses incurred in obtaining the transcript.

Subd. 8. In any case on appeal the appellate court shall, upon granting permission to proceed in forma pauperis following application in the manner provided in subdivision 3, direct payment of the reasonable expenses incurred in obtaining the record and reproducing the appellate briefs.

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

Subd. 9. Upon motion, the court may rescind its permission to proceed in forma pauperis if it finds the allegations of poverty contained in the affidavit are untrue, or if, following commencement of the action, the party becomes able to pay the fees, costs and security for the costs. In such cases, the court may direct the party to pay to the clerk any costs allowing the action to proceed.

Subd. 10. Judgment may be rendered for costs at the conclusion of the action as in other cases. In the event any person recovers moneys by either settlement or judgment as a result of commencing or defending an action in forma pauperis, the costs deferred and the expenses directed by the court to be paid under this section shall be included in such moneys and shall be paid directly to the clerk by the opposing party.

Subd. 11. A person who fraudulently invokes the privilege of this act shall be guilty of perjury and shall, upon conviction thereof, be punished as provided in Minnesota Statutes, Section 609.48.

Subd. 12. The provisions of this section do not replace or supersede remedies otherwise provided by law.

Approved May 11, 1973.

CHAPTER 206—H.F.No.678

An act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

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

Section 1. Minnesota Statutes 1971, Section 98.46, Subdivision 21, is amended to read:

Subd. 21. **GAME AND FISH; BEAVER AND OTTER; TRAPPING; SECOND TAGS.** The commissioner may by order require every licensee to tag at the site place where trapped, beaver or otter. The tag will be of a type prescribed by the commissioner and bearing the license number of the owner and the year of its issue. Tags will be issued with the license at no additional cost. ~~Within the time designated by the commissioner, not exceeding ten days after the close of a beaver or otter trapping~~

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