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**CHAPTER 495—H.F.No.2236**

*An act relating to courts; salaries of county court judges; amending Minnesota Statutes 1971, Section 487.05.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

Section 1. Minnesota Statutes 1971, Section 487.05, is amended to read:

**487.05 COURTS; COUNTY COURT JUDGES; SALARIES.** Except as herein provided the annual salary of a county court judge, learned in the law, is \$24,000-\$27,500 ; and the annual salary of any other county court judge is ~~\$20,000~~ \$23,500 , or if he is in office July 1, 1972, the salary then received by him, whichever is greater. If a judge dies while in office, the amount of his salary remaining unpaid for the month in which his death occurs shall be paid to his estate. In Anoka, Carver, Dakota, Scott, Washington, and St. Louis counties the annual salary of a county court judge is \$29,000.

Sec. 2. Nothing contained in section 1 shall be construed as requiring any reduction in the salary of any judge in office on the date of enactment of this act.

Approved April 11, 1974.

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**CHAPTER 496—H.F.No.2323**

*An act relating to travel expenses of the state board of education; providing for free higher education of dependents of prisoners of war and persons missing in action; appropriating money; amending Minnesota Statutes 1971, Sections 121.02, Subdivision 1; and 197.09.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

Section 1. Minnesota Statutes 1971, Section 121.02, Subdivision 1, is amended to read:

**121.02 VETERANS; DEPENDENTS; FREE HIGHER EDUCATION; STATE BOARD OF EDUCATION TRAVEL EXPENSES.** Subdivision 1. A state department of education is hereby created which shall be maintained under the direction of a state board of education composed of nine representative citizens of the state, at least one of whom shall reside in each congressional district in the state.

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Of the nine representative citizens of the state who are appointed to the state board of education not less than three members thereof shall previously thereto have served as an elected member of a board of education of a school district however organized or of an unorganized territory.

The members of the state board shall be appointed by the governor, by and with the approval of the senate as provided in subdivision 2, and shall hold office until their successors are qualified. As the term of each such member expires the governor shall appoint a successor. All vacancies in the state board shall be filled for unexpired terms by appointments by the governor. The members of the state board shall receive as compensation for their services the sum of ~~\$25-\$35~~ for each day actually spent in the performance of their duties and ~~all~~ necessary expenses incurred in the performance of their duties in accordance with provisions of Minnesota Statutes, 1973 Supplement, Section 15A.211. One member shall be chosen annually as president, but no member shall serve as president more than three consecutive years. The state board shall hold its annual meeting at the state capitol on the first Tuesday in August. It shall hold quarterly meetings and may hold special meetings on such dates and at such places as it designates. No member shall hold any public office, or represent or be employed by any board of education or school district, public or private, and shall not voluntarily have any personal financial interest in any contract with a board of education or school district, or be engaged in any capacity where a conflict of interest may arise.

Sec. 2. Minnesota Statutes 1971, Section 197.09, is amended to read:

**197.09 EDUCATION OF DEPENDENTS.** Subdivision 1. The sum appropriated under the provisions of Laws 1935, Chapter 350, shall be used for the sole purpose of providing for matriculation fees, board and room rent and books and supplies for the use and benefit of the children of those residents of Minnesota for at least six months prior to entering active service who were killed in action or died from other causes during World War I, from April 6, 1917, to July 2, 1921, while serving in the armed forces of the United States or as a result of such service, which children are attending or may attend the University of Minnesota, a state college, a junior college, or any other college within the state, accredited by the North Central Association of Colleges and secondary schools, a law college approved by the supreme court, a nursing school approved by the state nurses examining board, or in a trade school in the state which may be approved by the state department of education, or in a theological seminary, for any course which such child may elect provided such child was domiciled in Minnesota for at least two years immediately prior to applying for benefits hereunder. These children shall be admitted to state institutions of college grade free of tuition.

Subd. 2. Any dependent of a prisoner of war or a person missing

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in action as defined herein, upon his being duly accepted for enrollment in any Minnesota state supported institution of higher education or Minnesota state supported technical or vocational school, shall be allowed to attend such institution to obtain a bachelors degree or certificate of completion, for so long as he is eligible, free of tuition or charge. A dependent who enrolls as an undergraduate in any private Minnesota institution of higher education or in any private Minnesota technical or vocational school shall be entitled to payment by the state of tuition and fees at a rate established by the Minnesota higher education coordinating commission at a rate not exceeding the undergraduate tuition at Minnesota public institutions for so long as he is eligible to attend such institution and is working toward a bachelors degree or certificate of completion.

"Prisoner of war" and "person missing in action" for purposes of this subdivision mean any person who was a resident of the state at the time he entered service of the United States Armed Forces, or whose official residence is within the state, and, who, while serving in the United States Armed Forces has been declared to be a prisoner of war, or to be a person missing in action as established by the Secretary of Defense after August 1, 1958.

"Dependent" for purposes of this subdivision means the spouse of a prisoner of war or person missing in action, or any child born before or during the period of time his parent served as a prisoner of war or was declared a person missing in action, or any child legally adopted or in the legal custody of the parent prior to and during the time the parent served as a prisoner of war or was declared to be a person missing in action. Once a person qualifies as a dependent under the terms and provisions of this subdivision there shall be no situation such as the return of the father or the reported death of the father that will remove the dependent from provisions or benefits of this subdivision.

Sec. 3. There is appropriated to the Minnesota higher education coordinating commission from the general fund the sum of \$10,000 for the purpose of paying tuition and other charges as provided by section 2 of this act.

Approved April 11, 1974.

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#### CHAPTER 497—H.F.No.2324

*An act relating to manpower services; unemployment compensation; administration fund; amending Minnesota Statutes 1971, Section 268.15, Subdivision 1.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

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