

CHAPTER 228—H. F. No. 400

An act relating to public contracts and interest of public officers therein; amending Mason's Supplement 1940, Section 10305.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 10305, is hereby amended to read as follows:

"10305. **Public officers not to be interested in contracts—exceptions.**—Every public officer who shall be authorized to sell or lease any property, to make any contract in his official capacity, or to take part in making any such sale, lease, or contract, and every employee of such officer, who shall voluntarily become interested individually in such sale, lease, or contract, directly or indirectly, shall be guilty of a gross misdemeanor; provided, however, that any village or city council, town board, or school board, of any town, village or city of the fourth class, otherwise having authority to designate depository for village, city, town or school district funds, of any town, village or city of the fourth class, may designate a bank in which a member of such board is interested as a depository for village, city, town or school funds of any town, village or city of the fourth class by a two-thirds vote of such board. *Provided, further, that any school board is hereby authorized and permitted to contract with cooperative associations in which one or more members of such council or board is a share or stockholder, but not an officer or manager thereof, if such contract is authorized by the unanimous vote of the entire council or board.*"

Approved April 15, 1941.

CHAPTER 229—H. F. No. 756

An act relating to hospital records as evidence and authorizing the superintendent or other chief administrative officer of any hospital to destroy certain old original records, vouchers, miscellaneous papers, and correspondence.

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

Section 1. **Superintendent of hospitals to transfer records.**—That the superintendent or other chief administrative offi-

cer of any public or private hospital, by and with the consent and approval of its board of directors or other governing body, be and he hereby is authorized to transfer and record, or cause to be transferred and recorded, upon photographic film of convenient size for the preservation thereof as evidence, any or all of the original files and records of any such hospital dealing with the case history, physical examination and daily hospital records of the individual patients thereof, including any miscellaneous documents, papers and correspondence in connection therewith.

Sec. 2. Photostatic copies to be used as evidence.—Upon the transferring and recording of any such original hospital files and records in the manner hereinbefore provided, such photographic film records thereof shall have the same force and effect, when offered in evidence in any proceeding in this state, as the original records from which the same were so transferred and recorded, and any photographic or photostatic copy made therefrom, when duly certified, by the officer or employee of such hospital in charge of the said records, to be such photographic or photostatic copy thereof, shall be admitted and received in evidence in any proceeding in this state with the same force and effect as the original record of such hospital from which such film recording was originally made.

Sec. 3. Old records may be destroyed.—That such superintendent or other chief administrative officer of any such public or private hospital, by and with the consent and approval of such board of directors or other governing body thereof, be and he hereby is authorized to divest the files and records of such hospital of any such individual case records bearing dates more than ten years prior to the date of such divestiture, and with such consent and approval to destroy the same, provided, however, that such records shall first have been transferred and recorded as authorized in section 1 hereof.

Sec. 4. Construction of act.—This act shall not be construed as requiring any such public or private hospital to retain among its files and records, during the period hereinbefore specified or otherwise, any such individual hospital case records, miscellaneous documents, papers or correspondence, except as the preservation and retention thereof is otherwise required by law.

Approved April 15, 1941.