

Applicant for benefit shall make affidavit.—penalty for false affidavit.

When act to take effect.

make affidavit before some officer of the county competent to administer oaths, wherein such applicant resides, which affidavit shall be witnessed by at least two witnesses, giving correct description of all real property, and setting forth that he or she is incapable of paying such tax by reason of loss of his crops for the year 1875, by hail or grasshoppers, and said affidavit shall be filed in the office of the county auditor of such county on or before May 15th, 1876, subject to public inspection; and any person being found guilty of false swearing in making such affidavit, shall be subject to all the pains and penalties of perjury.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 6, 1876.

CHAPTER XIII.

AN ACT TO AMEND CERTAIN SECTIONS OF THE LAW RELATING TO THE PUBLIC SCHOOLS OF MINNESOTA.

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

SECTION 1. That section 84, of chapter 1, of the general laws of 1873, (being section 111, of chapter 15, of the statutes at large) be and the same is hereby amended so as to read as follows:

Apportionment of School funds—how made—when.

Sec. 111. The state superintendent of public instruction shall make an apportionment of the available current school funds in the state treasury among the several counties of the state, on the first Monday in March and the first Monday in October, of each year, in proportion to the number of scholars between the ages of five and twenty-one years, in good faith enrolled in the public schools, and reported to him in accordance with the following provisions. *Provided, first,* that every teacher in any public school of the state, shall keep, in a register furnished him by the clerk of the district, a record of the names, in full, and the number, and daily attendance of scholars enrolled in the school, studying and reciting in the same, and properly belonging thereto checking with a cross (X) the names of any under five or over twenty-one years of age. The register shall also be kept so as to show how many have attended less than five days in any term, how many between five and ten days, how many between ten and twenty days, and how many between twenty and forty days; and all other facts required in the register respecting the condition of the schools, shall be fully and accurately recorded. *Provided, second:* that every teacher in the common and

Teachers to keep records.

independent districts in the state shall, within ten days after the close of any term of his school, report to the superintendent of schools for the county, and to the clerk of the district, on a blank prepared by the state superintendent of public instruction and distributed through the county superintendents, the names, in full, of all scholars enrolled in his school, checking with a cross (X) the names of any under five or over twenty-one years of age; and such other facts as may be required on the blank, *Provided third:* that the county superintendent, on receiving such report, properly filled and certified; shall issue to such teacher a certificate attesting these facts; and no clerk of common or independent district under the supervision of a county superintendent, shall issue an order to any teacher, on which he can draw pay for the last month of his service, until the report hereinbefore provided for, shall be [made, and one be] filed in the office of the clerk of such district. Nothing herein contained shall prevent any teacher from recovering pay for his services if it appears that his record has been kept and the reports thereof made according to the provisions of this section. *Provided, fourth:* that in special school districts such blanks furnished through the county superintendent of schools, and requiring for the entire year the data that are required of common and independent districts each term, shall be properly filled and returned to him within ten days after the close of the last term in the school year, by the superintendent of such schools, or, if there be no such officer, by the principal of such system of graded schools. *Provided, fifth:* that the reports of public schools at the close of the current school year, shall be made upon blanks issued upon this plan; and that the number of different scholars between the ages of five and twenty-one years, then reported as enrolled in such schools within the year, shall be made the basis of apportionment by the state superintendent of public instruction, for the school year commencing October the first, 1876; and that his apportionment for March [and October,] 1876, shall be made on the number of persons between the ages of five and twenty-one years, as shown by the reports of county superintendents for the year 1875.

Teachers to report to county superintendents, the same to be attested by him.

Conditions to payment for services of teachers.

Yearly reports to be made by superintendent or principal.

Yearly reports the basis of apportionment.

SEC. 2. That section 50, of chapter 15, be and the same is hereby amended so as to read as follows:

Sec. 50. The clerk of every school district in the state shall, on or before the tenth day of October in each year, make and transmit to the superintendent of schools in and for his county, a certified report, on a blank prepared by the state superintendent of public instruction, and furnished to districts through county superintendents of schools, showing the condition and value of school property, the receipts by districts from different sources, disbursements for different objects, and such other financial matters as the blanks may require; together with the annual arrangements for terms of school, and the names and post offices of all school district officers for the current year.

Clerks of school districts to report.

SEC. 3. That section fifty-seven, chapter fifteen, be and the same is hereby amended so as to read as follows:

Apportionment
by county auditor.

SEC. 57. The county auditor, on the last Wednesday of March, and on the last Wednesday of October, in each year, shall make apportionment of the money in the county treasury, accruing from the current school fund, and from the liquor licenses; estrays, and fines, as provided in sec. 69, chapter 15, of the statutes of 1873, as amended March 6, 1875, among the several school districts in the county in which a school has been taught three months within the year by an authorized teacher; which apportionment shall be made upon the number of different scholars between the ages of five and twenty-one years, enrolled in each school and properly belonging thereto, as reported to him by the county superintendent of schools; and the county auditor shall transmit to the clerk of each district a copy of the apportionment to said district. *Provided*, that the apportionment by county auditors in March [and October,] 1876, shall be made upon the number of different persons between the ages of five and twenty-one years, as shown by the reports of county superintendents of schools for the year 1875.

SEC. 4. That section 96, of chapter 15, be and the same is hereby amended so as to read as follows:

Reports of county superintendents.

SEC. 96. On or before the first day of November, in each year, county superintendents of schools shall report to the state superintendent of public instruction, the number of different scholars between the ages of five and twenty-one years, properly enrolled in the school of each district. In ascertaining this number for this report, and also for his report to the county auditor, the county superintendent shall carefully examine the list of names from each district, and see that no scholar is counted more than once as a member of the school, or was under five or over twenty-one years of age. This report to the superintendent of public instruction shall also give tabulated extracts, as required on the blank, from the reports of teachers and clerks to the county superintendent of schools.

SEC. 5. That section 97, of chapter 15, be and the same is hereby amended so as to read as follows:

SEC. 97. It shall be the duty of the county superintendent of schools, on the day before the last Wednesday of October, in each year, to file with the county auditor an abstract of the number of different scholars enrolled in each school within the year, and entitled to be counted for apportionments from the current school fund, together with the length of each school in months.

SEC. 6. That section 115, of chapter 15, be and the same is hereby amended so as to read as follows:

SEC. 115. The state superintendent of public instruction shall prepare and distribute through county superintendents of schools, suitable school registers, blanks for teachers' and clerks' reports to the county superintendents, blanks for the reports of

county superintendents and county auditors to the state department of public instruction, blank books, for records of district treasurers and clerks, and such blank forms as are necessary to the proper transaction of the business of school districts; and the state superintendent of public instruction is hereby authorized to procure such blanks, blank books and registers from the party who has contracted to furnish the same to the state, which contract shall be let by the commissioner of printing to the lowest bidder, in the same manner as other printing, blanks and paper are let. State superintendent to provide blanks

SEC. 7. That section 39, of chapter 15, be and the same is hereby amended so as to read as follows:

SEC. 39. All officers elected as district officers under this title, shall, within ten days after notice thereof by the clerk, file their acceptance of the same in the office of the district clerk, and a failure to file such acceptance shall be deemed a refusal to serve, and it shall thereupon be the duty of the officers holding over to fill such offices by appointment, until the next annual meeting, and until the successors of such appointees are elected or appointed, and qualify for office. District officers.

SEC. 8. That sections 116 and 117, of chapter 15, relating to state certificates, be and that the same are hereby repealed. Repeal.

SEC. 9. That the first proviso of section 36, of chapter 15, be and the same is hereby amended so as to read as follows: *Provided*, that when the territory of the district, or the districts to be affected by such formation, alternation or consolidation, consists of parts of two or more counties, the petition shall be presented to the commissioner of such counties, who shall by concurrent action hear the petition in the manner directed, and such action shall be entered upon their records in the several counties, by the several county auditors, who shall file the copies thereof with the clerks of districts affected thereby, in their respective counties, in the manner directed. Petitions.

SEC. 10. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved February 25, 1876.

CHAPTER XIV.

AN ACT TO ENABLE WOMEN TO VOTE AT ELECTIONS FOR SCHOOL OFFICERS, AND IN MATTERS PERTAINING SOLELY TO THE MANAGEMENT OF SCHOOLS.

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