

## CHAPTER 288.

H. F. No. 630.

*An Act to amend section four hundred and twenty-one (421) of General Statutes 1894 of the State of Minnesota, relating to the salary of the public examiner.*

Public  
examiner.

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

SECTION 1. That section four hundred and twenty-one (421) of General Statutes 1894 of the State of Minnesota, be amended by adding thereto at the end of said section the following: The amounts paid into the treasury of this state by the City of St. Paul for services of said public examiner, or his deputies or assistants, in examining the office and records of the city comptroller, city treasurer, and other revenue and financial officers of the City of St. Paul, shall inure to the personal benefit of said public examiner.

Fees  
collected  
from city  
of St. Paul  
to inure  
to benefit  
of public  
examiner.

All fees collected by the public examiner, pursuant to the provisions of chapter 233 of the laws of Minnesota for 1901, entitled "An act to revise and codify the laws relative to building, loan and savings associations doing a general business in the State of Minnesota," shall be applied towards paying the expenses of the office of said public examiner, and shall not inure to his personal benefit.

Other  
fees ap-  
plied to  
expense of  
office.

SEC. 2. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1903.

## CHAPTER 289.

S. F. No. 456.

*An act to authorize the reorganization of school districts in cities having a population of 10,000 inhabitants, or less, in which the city council or common council performs the duties of a board of education.*

School  
districts in  
cities of  
10,000 or  
less.

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

SECTION 1. That in any city in this state, containing 10,000 inhabitants or less, in which the city council or common council performs the duties of a board of education, the said council may be relieved of said duties,

Where  
city coun-  
cil performs  
duties of  
board of  
education.

School inspectors may be elected.

and a board of school inspectors may be elected, and when such election is had, all the powers and duties resting upon the said city council in relation to the public schools of such city, shall vest in and be performed by said inspectors, who shall be known as "the board of education" of such city.

Legal voters shall petition city council.

SEC. 2. Whenever a majority of the legal voters of such city, to be determined by the total vote cast in such city at the last general election, shall desire to relieve the council of the said city from the duties of controlling and managing the public schools of said city, such legal voters shall petition the common council or city council for the election of a board of education, which petition shall be filed with the city recorder or city clerk of said city at least forty (40) days before the city election of said city.

Notice of election.

SEC. 3. Upon the filing of such petition, the said council shall immediately cause notice to be given that at the next city election the question will be submitted to the voters of said city whether the method of managing the public schools of said city shall be changed, and shall submit said question to the voters at the next city election occurring more than thirty (30) days after the filing of said petition. The said question shall be submitted to said electors on the city ballot and may be in the following form:

Ballot.

*In favor of a new board of education, against a new board of education, and the voter shall put an X mark opposite the proposition he shall vote for.* If a majority of those voting on said question at said election shall vote in favor of such new board, then the management, direction, supervision and control of the public schools of such city shall be vested in such board of education, and shall be divested out of the council of said city.

Nomination and election of school inspectors.

SEC. 4. Nominations for members of such board of education, to be denominated "school inspectors," may be made and such inspectors may be elected at the same election at which the proposition to change the management and control of the schools from the city council to the board of education shall be submitted; and if said proposition is adopted by the voters, as specified in section 3 of this act, the inspectors so elected shall immediately become the board of education of said city, and shall be vested with all the powers, rights, duties and

privileges theretofore vested in the council of said city acting as a board of education.

SEC. 5. Such school inspectors shall be elected as follows: Two (2) inspectors shall be elected from each ward of said city, and one inspector shall be elected at large; said inspectors shall hold office for four years and until their successors are elected and qualified; but at the first election one of the inspectors from each ward shall be nominated and elected to hold office for two years only, and thereafter one inspector from each ward shall be elected for four years.

Two inspectors from each ward and one at large.

Term.

SEC. 6. The inspectors so elected and qualified shall be a body corporate and shall be known as the board of education of said city, which shall be their corporate name. Said board of education may sue and be sued, have a corporate seal, and may do and perform all the acts and things and have all the powers and duties with their predecessors, such council, as the board of education, could do or perform in the management, control and operation of the public schools of the said city. They shall also have full control and charge of all the funds of the said public schools, and have power to levy all necessary taxes for educational purposes for the construction of school houses, the equipment thereof, and for the necessary equipment of all the public schools of said city, and for the maintenance and support of said schools. Said board of education shall elect one of their number president of said board, who shall hold office for two years and until his successor is elected and qualified.

Name.

Powers.

President.

Secretary.

Treasurer.

Bonds.

SEC. 7. The city clerk or city recorder shall ex-officio be the secretary of the board of education, and the city treasurer shall ex-officio be the treasurer of said board of education. The funds of the said board of education shall be paid out on the warrant of the board, signed by the president and countersigned by the secretary, and the secretary and treasurer of said board shall give bonds for the faithful performance of their duties, and for the faithful care and custody of the funds of said board, in such amounts and as often as shall be required by the board.

SEC. 8. Upon the adoption by the legal voters of any such city of such change of the management of the public schools of such city from such city council to such board of education, and immediately after the election and or-

Educational  
fund  
transferred.

ganization of such board, all funds in the city treasury of said city belonging to the educational fund, or to the school fund, or to the common schools of said city, shall immediately be subject to the order, drafts and warrants and under the exclusive control of said board of education, and the city council of said city shall have no further authority over said funds. The city treasurer of said city shall hold the same subject to the order of said board of education only.

School  
board  
officers  
receive no  
salary.

SEC. 9. No member of the board of education shall receive any salary, fees or compensation whatsoever for any duties required of him as a member of such board. The city clerk or city recorder shall receive no salary, fees or compensation whatsoever for acting as secretary of such board of education. The city treasurer shall receive no salary, fees or compensation whatsoever for acting as the treasurer of said board of education, but the salaries, fees or compensation paid to the said city clerk or city recorder by such city; and the salary or compensation paid to such city treasurer by such city shall be in full compensation for all service required by the provisions of this act.

Members  
of board,  
officer or  
city official  
must not  
be party  
to any  
contract.  
Restriction  
as to su-  
perintendent  
and  
teachers.

SEC. 10. No member of the board of education, secretary of said board, or treasurer thereof, and no city officer of said city, shall be a party to, or interested in, any contract made with the said board of education, nor shall said board of education engage any superintendent of schools or any teacher for the schools of the said city who is related by blood or marriage to any member of said board of education, except by the unanimous consent and vote of all members-elect of said board.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved April 20, 1903.