

CHAPTER 263—H. F. No. 261.

An Act to amend subdivision 13 of section 727 of the Revised Laws 1905, relating to the powers of village councils.

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

Council given right to punish drunkenness.—Section 1. That subdivision 13 of section 727 of the Revised Laws 1905, be and the same is hereby amended so as to read as follows:

“13. Gaming and other vices—Liquors—To prohibit gift enterprises, all gambling devices, and all playing of cards, dice, or other games of chance or skill for the purpose of gaming; to restrain and punish vagrants, tramps, mendicants, prostitutes, and persons guilty of lewd conduct; to punish drunkenness; and to license and regulate or prohibit the selling, bartering, disposing of, or dealing in spirituous, malt, fermented, vinous, or mixed intoxicating liquors of any kind, and to revoke any license for the sale of such liquors already granted whenever the council, after a hearing of the case, shall deem it proper.”

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

Approved April 20, 1909.

CHAPTER 264—H. F. No. 342.

An Act to provide for the examination of the books of accounts and all records of cities of less than 10,000 inhabitants.

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

Public examiner to audit accounts in cities of less than 10,000—Report to be filed with county auditor.—Section 1. It is hereby made the duty of the public examiner in addition to the duties now imposed upon him by law, at least once in each year, to examine and audit, at the request of the city council of any city of less than 10,000 inhabitants, the books of accounts and other records, required to be kept by law by the officers of such city, and if said examiner finds said accounts and records correct and kept in accordance with law and all money and property of said city accounted for, he shall make a report of such facts and file the same with the county auditor of the county in which such city is located.

If upon such examination, errors or violations of law are found in the keeping of the accounts or handling of the money or property of the city, such errors or violations of law, shall be

reported in detail in writing by the said examiner and said report shall be filed with the county auditor of the county in which such city is located.

Said reports made by the examiner shall be open for inspection by the public at all times during the business hours of the auditor's office.

Duty of county attorney.—Sec. 2. It shall be the duty of the county attorney of each county to examine the reports made and filed by the examiner in the office of the county auditor pursuant to this act, and when such report shows a violation of law, the misappropriation of public funds or any other irregularity upon which a criminal prosecution can be based, he shall proceed to enforce the law against any offending officer of said city.

Examiner may employ assistants—Compensation.—Sec. 3. The examiner in order to carry out the work of such examination may employ from time to time assistants and deputies, who shall receive for their compensation five dollars (\$5.00) per day for the time employed together with expenses, to be paid by the city for which the work or services are performed.

Books and records to be delivered to examiner on demand.—Sec. 4. All officers of any such city are hereby required, whenever requested so to do, by said examiner, to deliver to said examiner or his deputies or assistants, the books and records of his office for the purpose of examination, and any officer refusing to deliver the books and records of his office shall be guilty of a misdemeanor.

Council to grant request of ten or more freeholders once a year.—Sec. 5. It shall be the duty of the city council of any city of less than 10,000 inhabitants, upon receiving a petition signed by not less than 10 freeholders, who are also qualified voters of such city, requesting an examination of the books of accounts and records of such city, to immediately call upon the public examiner for an examination as provided for by this act.

Provided, that the common council of any such city shall not be required to request an examination of the books of account or the records of such city more than once in any one calendar year.

Approved April 20, 1909.