

viding for such payments into or credits to said funds designated in section 1 hereof is hereby stricken from the laws of this state.

**Sec. 3. Shall be paid out on legislative appropriations only.**—Each law of the state of Minnesota providing for payments from the funds designated in section 1 hereof, whether such laws name, designate or refer to such funds by the exact names given above or similar names, but the effect of which laws are to provide for payments from said funds, is hereby amended and superseded to the extent that such payments shall not be made from such designated funds, but shall be made only from and in accordance with appropriations hereafter made by the legislature for such purposes.

**Sec. 4. Construction of act.**—This act shall not be construed as in any way affecting or superseding any appropriations hereafter made by the legislature to the funds named in section 1 hereof, or any appropriations hereafter made for the purpose of carrying on the work or activities now paid for from such funds.

Approved April 22, 1939.

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CHAPTER 436—H. F. No. 1561-

*An act to promote the public welfare by providing for the issuance of certificates of indebtedness and for the levying of taxes and authorizing the state board of investment to purchase said certificates of indebtedness and providing for the administration of said act by the legislative emergency committee and appropriating money for the purposes of this act.*

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

WHEREAS, A continued condition of intense distress throughout the state, produced by economic causes, makes imperative the giving of direct relief, work relief, farm relief, and employment; and

WHEREAS, In providing for drouth relief, work relief, farm relief, and employment, projects can be undertaken to promote the conservation of the various natural resources of the state and of the health, safety, and general welfare of its people; and

WHEREAS, The public health, public safety and general welfare are seriously menaced by these conditions; and

WHEREAS, A general emergency exists affecting the public health, public safety and general welfare of the people of the state;

**Section 1. Appropriations for public relief.** — There is hereby appropriated out of the Minnesota Public Relief Fund of 1939-41, hereinafter created, and as hereinafter provided, to the Legislative Emergency Committee, for public relief purposes as described herein, including the cost of administration and supervision, the sum of \$8,750,000, for the biennium period ending June 30, 1941, of which amount a sum not to exceed \$4,000,000 shall be available for the purpose of furnishing all forms of public relief and assistance as hereinafter provided, for the fiscal year ending June 30, 1940; a sum not to exceed \$1,500,000, thereof to be immediately available for sponsor's contribution to emergency work projects and any unexpended balance to be carried over and made available for the fiscal year ending June 30, 1941, and the sum of \$3,250,000 to be available for all forms of public relief and assistance as hereinafter provided for the fiscal year ending June 30, 1941.

The Legislative Emergency Committee is hereby authorized and empowered to expend out of the amount herein appropriated for sponsor's contribution, such sums of money which, in their judgment, may be necessary for safety inspection work required by law for the protection of employees engaged upon state and federal projects as may be designated by said Committee.

Out of the moneys appropriated by this act, a sum not to exceed \$7500.00 shall be expended by the Legislative Emergency Committee for fire sufferers in that portion of St. Louis County, known as Cherry-Iron, which sum shall be distributed and used for the purpose of furnishing materials to rebuild structures destroyed by fire in October, 1938, and for such other purposes as may to said Committee seem just and proper.

For the purposes of administering this act, said Legislative Emergency Committee is authorized to set apart out of the money herein appropriated, a sum not to exceed \$100,000 for the year ending June 30, 1940, and a further sum not to exceed \$100,000 for the year ending June 30, 1941, said sums to defray all costs and expenses necessarily incurred in the administration and maintenance of the State Relief Agency or such other agency as said Legislative Emergency Committee may designate in the administration of this act.

Sec. 2. State Auditor to levy tax.—For the purpose of providing funds with which to discharge the obligations provided by the terms of this act, the state auditor is hereby authorized and directed to levy upon all taxable property in the state in the manner in which other state taxes are levied, the sum of \$2,187,500 in each of the taxable years 1940, 1941, 1942, 1943 and 1944, inclusive, and to levy and collect annually such additional sum or sums as may be necessary to meet the interest on the certificates of indebtedness hereinafter authorized; provided that if any portion of the money hereinafter appropriated is paid from the general revenue fund as hereinafter provided, such tax levies shall be proportionately reduced and the issuance of the certificates of indebtedness hereinafter authorized shall be correspondingly reduced. The proceeds from such tax levies shall be credited to the Minnesota Public Relief Fund of 1939-41, which fund is hereby created. Pending the levy and collection of such taxes, the Legislative Emergency Committee is hereby authorized and empowered to issue and sell, upon sealed bids and after two weeks published notice at not less than par, as funds are needed for the purposes of this act, certificates of indebtedness of the state in the aggregate amount not exceeding 80 per cent of the total taxes so to be levied, exclusive of those to be levied for the payment of interest, which certificates shall be known as Minnesota Public Relief Certificates of 1939-41, shall be numbered consecutively, and shall be in such form and denomination, with or without interest, coupons, mature at such time not exceeding six years from the date thereof, bear such rate of interest, payable semi-annually, and to be a charge upon and lien against the taxes herein authorized to be levied to such extent and with such priority as the Legislative Emergency Committee shall determine, and the certificates and the interest thereon shall be payable from said fund, provided that such interest as may become due on any such certificates prior to the collection of sufficient taxes to pay the same shall be paid out of the revenue fund, such certificate to be signed by the state treasurer and attested by the state auditor under their respective seals and the auditor and treasurer shall keep due record thereof. The proceeds of the sale of such certificates shall be credited to the Minnesota Public Relief Fund of 1939-41, herein created, and the relief provided for in this act shall be paid from said fund, unless otherwise paid from the general revenue fund as herein provided, and the money in said fund is hereby appropriated to the Legislative Emergency Committee for such relief.

**Sec. 3. State Board of Investment may purchase certificates of indebtedness.**—The State Board of Investment is hereby authorized to invest any funds under its control or direction in said relief certificates and said State Board of Investment is hereby authorized to purchase such certificates of indebtedness at a rate of interest not to exceed three per cent per annum, any law to the contrary notwithstanding, and such certificates may be sold to said Board without advertisement for bids.

**Sec. 4. Legislative emergency committee to authorize payments.**—From time to time as funds may become available in the general revenue fund, the Legislative Emergency Committee, acting upon information provided by the state auditor and state treasurer, shall authorize the payment of a portion of the money herein appropriated for relief purposes from the general revenue fund.

**Sec. 5. Appropriations to remain.**—Moneys heretofore appropriated by the Legislative Emergency Committee under the provisions of Laws 1936, Chapter 51, Extra Session Laws of 1935-36, Chapter 101, Laws 1937, Chapter 209, Extra Session Laws of 1937, Chapter 89, and Laws 1939, Chapter . . . ., out of the moneys available for the fiscal years ending July 1, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, and 1944, inclusive, shall have been allocated to municipalities of the state for direct relief or for work improvements in the state, and which have not been expended shall remain so appropriated and such allocations shall remain undisturbed unless cancellation and reallocation is authorized by the Legislative Emergency Committee.

**Sec. 6. What included in relief.**—The term "public relief purposes" as used herein, shall include direct relief, farm relief, work relief, veterans' relief, unemployment relief, and such projects as are herein specifically provided and such other projects as will aid in the conservation or development of the natural resources of this state and aid in the promotion and conservation of the health, safety and general welfare of the people of this state.

**Sec. 7. Legislative Emergency Committee to direct relief expenditures.**—Out of the appropriations made in this act, the Legislative Emergency Committee is hereby authorized and directed to spend such sums as it may deem advisable for public relief purposes as herein defined, and undertake projects in cooperation with various agencies of the federal government, designed to aid or assist in the employment and rehabilitation of needy and distressed persons.

Where state aid on sponsor's contributions is requested and before the same is granted the necessity for state aid shall be clearly shown, such as the financial condition of the applicant, as well as the necessity of the project, and furthermore, the ability of the applicant to maintain such project upon completion; provided that such requirements do not conflict with the requirements of the federal government.

**Sec. 8. Legislative Emergency Committee may provide projects.**—The Legislative Emergency Committee may provide for projects for public relief purposes and in addition thereto may authorize the State Relief Agency to establish and maintain camps for veterans and state homeless who shall be defined as persons having settlement within the state without a verifiable residence, and to provide temporary care for other needy and destitute persons.

The State Relief Agency shall investigate and wherever possible aid in the determination of the settlement of poor, indigent and needy persons when so requested by local officials responsible for the care of such persons.

Before a person is entitled to the benefits of this act, he shall have maintained a settlement in this state in accordance with the provisions of Mason's Minnesota Statutes of 1927, Sections 3161, et seq., and laws amendatory thereof and supplementary thereto; however, every such person shall have been a resident in the county, township or municipality or subdivision thereof in which public relief is administered wherein his application is filed for the period of two years before he may receive or be entitled to receive direct relief or public assistance.

**Sec. 9. Legislative Emergency Committee to allocate money.**—The moneys appropriated hereby shall be allocated by the Legislative Emergency Committee to the various federal, state, county, and municipal agencies for the purposes of furnishing aid and relief within the meaning and intent of this act and in such manner as the Legislative Emergency Committee shall determine.

**Sec. 10. Legislative Emergency Committee to vest State Relief Agency with power.**—The Legislative Emergency Committee is authorized and empowered to vest in the State Relief Agency authority to disburse such funds as may be appropriated by the Legislative Emergency Committee to carry out the purposes of this act. The funds allocated by the Legislative Emergency Committee to the State Relief Agency for distribution to the counties and municipalities of the state

shall be disbursed on a basis determined by the Legislative Emergency Committee and in the manner as provided by Chapter 343, Session Laws 1937. Such money shall be withdrawn from the state treasury only as needed by the requirements of this act and only upon warrants issued by the state auditor upon the order of the Legislative Emergency Committee.

In granting relief to the various counties, townships, and municipalities of the state, as by this act provided, the Legislative Emergency Committee shall be primarily guided by the financial and economic conditions, the relief load and the relief standards of the county, township or municipality requesting such relief aid.

All counties, townships and municipalities receiving grants of state funds for relief are hereby directed and required to make such reports and in such manner as the State Relief Agency may direct.

There shall be vested in the Legislative Emergency Committee authority to withhold any funds from any county or municipality, which, in the opinion of the State Relief Administrator, is using and expending funds in conflict with the intent and purposes of this act, or which is not granting proper aid to needy and destitute persons.

**Sec. 11. State Relief Agency to adopt regulations in policies.**—The State Relief Agency, with the approval and consent of the Legislative Emergency Committee, shall establish and currently maintain, regulations, policies and standards for recipient budgets for all types of relief and assistance provided for in this act, and may establish different standards conforming to differing conditions in the various sections of the state.

If any county, township, or municipality, or officer or board thereof, shall grant or pay any relief or assistance under the provisions of any law of this state in excess of the maximum standards adopted as herein provided, and shall fail to comply with such standards for a period of 30 days after notice from the State Agency so to do, the State Agency shall withhold or withdraw payment of state aid funds from such county, township, or municipality for such period of time and in such amounts as it may deem expedient.

**Sec. 12. Recipients of direct relief must accept employment when employable.**—All employable recipients of direct relief from public relief funds herein provided shall be re-

quired to accept suitable employment when offered in lieu of such direct relief, and if the compensation for such employment shall be less than the established budget requirement for such recipients the difference may be provided from available relief funds; provided that upon the termination of such employment, persons becoming thus unemployed shall again receive direct relief out of available relief funds provided they are otherwise qualified for such relief.

The State Relief Agency may require employable recipients of relief to renew their registrations for work at the local state employment offices in their respective counties, townships or municipalities as a condition precedent to their securing public aid or assistance and when so required no relief shall be granted to such employable persons except on presentation of their identification card showing that such application had been made.

The local relief agency shall from time to time and at least once every three months require a reapplication for relief by the recipients thereof and such reapplication shall be investigated as though it were an original application.

All recipients of public relief shall be permitted free choice of vendor for services and supplies, on written relief orders, provided that the vendor thus chosen shall conform to the regulations of the state and local relief agencies.

Any person or persons receiving any benefits hereunder, who wilfully sells, transfers or otherwise disposes of any goods, wares, merchandise or commodities, which have been dispensed to him or her in lieu of such relief or assistance from any relief agency of the state of Minnesota or political subdivision thereof shall be guilty of a misdemeanor.

**Sec. 13. Provisions severable.**—The various provisions of this act shall be severable. Should any provisions of this act be held invalid by any court of competent jurisdiction, the remaining portions of this act shall remain in full force and effect.

**Sec. 14. Inconsistent acts repealed.**—All acts or parts of acts inconsistent with this act are hereby repealed.

**Sec. 15. Effective July 1, 1939.**—This act shall take effect and be in force from and after July 1, 1939.

Approved April 22, 1939.