

tion 1 of this act upon certification of the Director of Social Welfare that the amounts so requested to be transferred have been earned or are required for the purposes and program intended. Moneys received by such Federal Grant Fund need not be budgeted as such, provided the transfers from such fund are budgeted for allotment purposes in the appropriate appropriations.

Sec. 11. The budgetary control, as provided in Laws 1939, Chapter 341, shall extend to and apply to all appropriations herein made available for the fiscal years ending June 30, 1942, and June 30, 1943.

Approved April 28, 1941.

CHAPTER 525—H. F. No. 1591

An act to promote the public welfare by providing for public relief, providing for the levying of taxes, for the issuance of certificates of indebtedness and authorizing the state board of investment to purchase said certificates of indebtedness, and providing for the administration of the act by the governor, creating an advisory 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. **Minnesota Public Relief Fund for 1941-1943 created—tax levy.**—There is hereby created a special fund

to be known as the Minnesota Public Relief Fund of 1941-1943, to be used for the purposes hereinafter specified. To provide moneys for said fund 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 for the taxable years of 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, and 1951 taxes sufficient to produce the sum of \$900,000 for each of said taxable years, together with such additional sums as may be necessary to pay the interest upon the certificates of indebtedness issued in pursuance to the provisions of this act; 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 certificates of indebtedness hereinafter authorized shall be correspondingly reduced. In case of a deficiency in the proceeds of such tax levy for any year, the auditor shall levy sufficient additional amounts in succeeding years to compensate therefor until the full amount herein authorized has been raised. The proceeds of such taxes shall be credited to said Minnesota Public Relief Fund of 1941-1943.

Sec. 2. State auditor to issue certificates of indebtedness.—Pending the levy and collection of such taxes, upon request of the governor, the state auditor is hereby authorized and directed to issue and sell certificates of indebtedness of the state as funds are needed for the purposes of this act, not exceeding the amount required from time to time to meet the appropriations hereinafter made and not exceeding \$9,000,000 in the aggregate. Such certificates shall be known as the Minnesota Public Relief Certificates of 1941-1943, shall be numbered consecutively and shall be issued and sold at not less than par upon sealed bids after two weeks published notice, unless sold to the state board of investment as hereinafter provided. Such certificates shall be in such form and of such denominations and shall mature at such times as the auditor may determine, not exceeding the time when funds shall be available for the payment thereof from the tax levies herein authorized. Such certificates shall bear such rate of interest payable semi-annually, and shall contain such other terms and provisions, not inconsistent herewith, as the auditor may determine. Such certificates shall be signed by the state treasurer and attested by the state auditor under their official seals, and the auditor and treasurer shall keep records thereof. Such certificates shall be a charge upon and a lien against the taxes herein authorized. The principal and interest of such certificates shall be payable only from the proceeds

of such taxes, and so much thereof as may be necessary is hereby appropriated for such payments; provided, that such interest as may become due at any time when there is not on hand a sufficient amount from the proceeds of such taxes to pay the same shall be paid out of the general revenue fund, and the amount necessary therefor is hereby appropriated, to be reimbursed from the proceeds of such taxes when received. All moneys received from the sale of such certificates shall be credited to said Minnesota Public Relief Fund of 1941-1943. 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 governor for such relief.

Sec. 3. State board of investment may purchase certificates.—The state board of investment is hereby authorized to invest any funds under its control or direction in any certificates of indebtedness issued hereunder and to purchase such certificates at a rate of interest not exceeding three per cent per annum, and such certificates may be issued and sold to said board without advertising for bids.

Sec. 4. Appropriation for public relief.—There is hereby appropriated out of the Minnesota Public Relief Fund of 1941-1943 to the governor for such relief purposes as described herein the sum of \$9,000,000 for the biennium period ending June 30, 1943, of which amount a sum not to exceed \$4,250,000 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, 1942; a sum not to exceed \$500,000 thereof to be immediately available and to be available for the biennium ending June 30, 1943, for sponsor's contribution and any balance thereof remaining at the end of any fiscal year shall be carried over and be available for the next and succeeding fiscal years to and including that ending June 30, 1942; and the remaining balance thereof to be available for all forms of public relief and assistance as hereinafter provided for the fiscal year ending June 30, 1943.

Sec. 5. Minnesota public relief advisory committee created.—The chairman of the senate committee on taxes and tax laws, the chairman of the senate committee on finance, the chairman of the house committee on taxes and tax laws, and the chairman of the house committee on appropriations shall constitute a committee to be known as the Minnesota Public Relief Advisory Committee, hereinafter referred to as the Advisory Committee. The governor shall preside over the meetings of the Advisory Committee but shall not be a mem-

ber thereof. If any of the legislative members elect not to serve on the Advisory Committee, the house of which they are members, if in session, shall select some other member for such vacancy. If the legislature is not in session, vacancies in the legislative membership of the Advisory Committee shall be filled by the last speaker of the house or, if he be not available, by the last chairman of the house rules committee, in case of a house vacancy, and by the last senate committee on committees, or other appointing authority designated by the senate rules in case of a senate vacancy. The commissioner of administration shall act as secretary of the Advisory Committee and shall keep a permanent record and minutes of its proceedings, which shall be made available for examination upon request of any interested citizen. The commissioner of administration shall transmit a report to the next legislature of all actions of said Advisory Committee. The members of the Advisory Committee shall receive travelling and subsistence expenses in attending meetings thereof, said amounts to be charged to and available from the appropriations to the commissioner of administration for administrative purposes. The Advisory Committee shall meet from time to time upon the call of the governor or upon the call of the secretary at the request of three or more of its members.

Sec. 6. Governor to consult advisory committee.—The governor shall not exercise or perform any of the powers or duties vested in or imposed upon him by this act without first consulting the Advisory Committee created by this act and securing their recommendation, which shall be advisory only. Failure or refusal of the Advisory Committee to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 7. Governor to authorize payment of funds.—From time to time as funds may become available in the general revenue fund, the governor, 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. 8. Appropriations heretofore made shall remain.—Moneys heretofore appropriated by the legislature under the provisions of Laws 1935, Chapter 51; Extra Session Laws 1935, Chapter 101; Laws 1937, Chapter 209; Extra Session Laws 1937, Chapter 89; Laws 1939, Chapter 436, which shall have been allocated to municipal subdivisions of the state or state departments for direct relief or work improvements and which have not been expended shall remain so allocated unless cancellation and re-appropriation is authorized by the governor.

Sec. 9. Allocations to be maximum allocations.—Every allocation by the governor of funds hereunder for a specific purpose shall be construed as a maximum authorization of the amount which may be expended for such purpose. Such money shall be withdrawn from the state treasury only as needed to meet the requirements of this act and only upon warrants issued by the state auditor.

Sec. 10. What are public relief purposes.—The term "public relief purposes" as used herein, shall include direct relief, farm relief, work relief, veterans' relief, unemployment relief, 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. 11. May assist in employment and re-habilitation of needy persons.—Out of the appropriations made in this act, the governor is hereby authorized and directed to spend such sums as he 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.

Sec. 12. May establish camps for veterans and state homeless.—The governor may authorize the director of social welfare 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.

Sec. 13. Funds to be allocated by governor.—The moneys appropriated shall be allocated by the governor 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 governor shall determine.

Sec. 14. Needs to be clearly shown.—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. 15. Shall be guided by financial and economic conditions.—In granting relief to the various counties, townships

and municipalities of the state, as by this act provided, the governor 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.

Sec. 16. May withhold funds.—There shall be vested in the governor authority to withhold any funds from any county or municipality, which, in the opinion of the director of social welfare, is using and expending funds in conflict with the intent and purpose of this act, or which is not granting proper aid to needy and destitute persons.

Sec. 17. Director of social welfare to administer funds.—The director of social welfare is authorized and empowered to disburse and administer such funds as may be allocated to him by the governor to carry out the purposes of this act. The funds allocated by the governor to the director of social welfare for distribution to the counties and municipalities of the state shall be disbursed on a basis determined by the governor and in the manner as provided by Laws 1937, Chapter 343.

Sec. 18. Recipients must make report.—All counties, townships and municipalities receiving grants of state funds for relief are hereby directed and required to make such reports and keep such records and accounts in such manner as the director of social welfare may direct.

Sec. 19. Director to make regulations.—The director of social welfare, with the approval and consent of the governor, 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.

Sec. 20. May withhold payments in certain cases.—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 director of social welfare so to do, the director of social welfare 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 he may deem proper subject to the approval of the governor.

Sec. 21. Director to determine settlement of persons.—The director of social welfare may 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.

Sec. 22. Benefits not limited.—The benefits of this act shall be extended to any needy persons who are entitled to receive support or relief from any county, township, city, village or any subdivision thereof, of this state pursuant to Mason's Minnesota Statutes of 1927, Section 3157 et seq. and all acts amendatory thereof or supplementary thereto.

Sec. 23. Recipients to accept suitable employment.—All employable recipients of direct relief from public relief funds herein provided shall be required 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.

Sec. 24. Must renew registration for work.—The director of social welfare shall 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.

Sec. 25. Shall reinvestigate cases.—The director of social welfare shall require the local relief or welfare agency from time to time and at least once every three months to reinvestigate every recipient receiving relief under this act in order to determine continued eligibility therefore, and for such supplementary aids and services as the case may require.

Sec. 26. Recipients shall not be limited as to vendors.—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.

Sec. 27. Recipients disposing of benefits to be guilty of misdemeanor.—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. 28. Provisions severable.—The various provisions of this act shall be severable. Should any provision 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. 29. Appropriation for distressed school districts.—Provided, however, that out of the monies herein appropriated the sum of \$200,000 shall be made available to the agency authorized to administer same, to aid distressed school districts which by reason of low assessed valuations or high tax delinquency are in need of such aid.

Of the sum herein provided the amount of \$50,000 shall be immediately available, \$100,000 shall be available for the year ending June 30, 1942 and \$50,000 shall be available for the year ending June 30, 1943.

Such monies shall be paid to such school districts in such amounts as the agency authorized to administer same may determine with the advice and assistance of the state department of education, after a hearing before said agency at which the school board of such distressed school district has presented proof of the need of such aid. Such aid, if granted, shall be in addition to any other state aid granted under any other applicable law and shall not be governed in determining supplemental aid.

Sec. 30. Inconsistent acts repealed.—All acts or parts of acts inconsistent with this act are hereby repealed.

Approved April 28, 1941.

CHAPTER 526—H. F. No. 1594

An act relating to the salaries, compensation, duties and help of certain county officials in counties having or which may hereafter have a population of 400,000 inhabitants or over; amending Laws 1923, Chapter 419, Section 16, as