

schools of other states, while so teaching, and, whereas the supreme court of this state, in the case of Sarah Mattson versus H. E. Flynn, et al., held on January 21, 1944, that the provisions of said act for the suspension of payment of annuities applied only to persons returning to the work of teaching in the public schools of this state, and, whereas number of persons whose annuity payments were suspended in accordance with the prior consistent interpretation of the law and who had taken no action prior to the decision of Mattson versus Flynn are now demanding such payments, and, whereas the funds of the Teachers Insurance and Retirement Fund created by virtue of Laws 1915, Chapter 199, became exhausted in 1937, and annuities due under said act have since been paid from the Teachers Retirement Fund created by Laws 1931, Chapter 406, and it becomes necessary, in order that the Teachers Retirement Fund may not be depleted and persons entitled to annuities thereunder for which they have made payment deprived of the benefits of said act, that an appropriation be made to provide for such payments.

Sec. 2. Appropriation. There is hereby appropriated out of the general revenue fund in the state treasury to the Teachers Retirement Fund the sum of \$25,000, or so much thereof as may be necessary, to pay annuities and benefits to which members of the "Fund Association" created by Laws 1915, Chapter 199, became entitled upon retirement pursuant to said act and which were not paid while said persons were engaged in teaching in other states.

Sec. 3. Payment on order of board of trustees. The funds appropriated by this act shall be paid out on authority of the board of trustees of the Teachers Retirement Fund after careful investigation by said board of each claim submitted to it.

Approved April 23, 1945.

CHAPTER 533—S. F. No. 771

An act relating to elections and compensation of judges and clerks of election, and amending Minnesota Statutes 1941, Section 200.35, Subdivision (4) and (5), as amended by Laws 1943, Chapter 555.

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

Section 1. Minnesota Statutes 1941, Section 200.35, as amended by Laws of 1943, Chapter 555, is hereby amended to read as follows:

200.35. **Compensation for election services.** The compensation for services performed under this act shall be as follows:

1. To presidential electors, ten dollars for each day's attendance at the capitol, and five cents for each mile necessarily traveled in going to and returning from St. Paul.

2. The persons carrying ballots from, and returns to, county auditors' offices, one dollar for each trip necessarily made, and five cents for each mile of necessary travel.

3. To members of county canvassing boards, three dollars for each eight hours of service as members of such canvassing board, and five cents for each mile of necessary travel.

4. To regular, special and ballot judges and clerks of election, *not to exceed 60 cents* for each hour necessarily spent in receiving votes, and *not to exceed 60 cents* for each hour so spent in counting and canvassing ballots. *In the case of organized townships the compensation of judges and clerks shall be fixed at the annual meeting; in the case of unorganized territory by the county board; and in the case of municipalities, by the governing bodies thereof, all subject to the limitations hereof.* Provided, that such compensation to regular, special and ballot judges and clerks of election in cities of the first class operating under a home rule charter shall be fixed and determined by the council of such cities respectively.

5. To special peace officers, 40 cents for each hour of service rendered by direction of the judges.

Approved April 23, 1945.

CHAPTER 534—S. F. No. 792

An act relating to noxious weeds and bushes, amending Minnesota Statutes 1941, Sections 20.01, 20.07, 20.10, 20.11, 20.12, 20.13, 20.14 and 20.15, and repealing Sections 20.16 and 20.18.