

MINNESOTA STATUTES 1979 SUPPLEMENT

COUNTY BOARDS 375.12

[For text of subs 5 and 6, see M.S.1978]

[1979 c 156 s 1]

CHAPTER 367. TOWN OFFICERS

Sec.
367.41 Constables and peace officer licensing requirements; deputy constables, requirements.

367.41 Constables and peace officer licensing requirements; deputy constables, requirements.

[For text of subd 1, see M.S.1978]

Subd. 2. A constable employed or elected by any political subdivision prior to July 1, 1979 shall be licensed by the board with respect to his term of office as if he had met the licensing requirements of the Minnesota board of peace officer standards and training; he shall be licensed by the board with respect to any subsequent and consecutive terms of office if:

(a) within six months of the commencement of that subsequent and consecutive term of office he has met board selection requirements in effect on January 1, 1979 relating to minimum medical qualifications, past criminal record, and psychological screening;

(b) within 12 months of the commencement of that subsequent and consecutive term of office he provides proof to the board that he has successfully completed board certified courses or programs in first aid, and firearms training including legal limitations on the justifiable use of deadly force;

(c) within 24 months of the commencement of that subsequent and consecutive term of office he has successfully passed a board part-time officer licensing examination.

[For text of subs 3 to 5, see M.S.1978]

[1979 c 254 s 1]

CHAPTER 368. TOWNS; SPECIAL PROVISIONS

Sec.
368.121 Employment of attorney; fees.

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The board of supervisors in any town may employ an attorney and pay up to \$5,000 in attorney's fees annually without an affirmative vote of or approval by the electors of the town.

[1979 c 6 s 1]

CHAPTER 375. COUNTY BOARDS

Sec.
375.12 Publication of proceedings.
375.17 Publication of financial statements.
375.34 Memorial Day, appropriation for observance.

Sec.
375.35 Appropriation to military service organizations, Memorial Day services.

375.12 Publication of proceedings.

Subdivision 1. The county board shall cause the official proceedings of its sessions to be published in some qualified newspaper produced and published in its county, which publication shall be let annually by contract to the lowest bidder, at the first regu-

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375.12 COUNTY BOARDS

lar session of the board in January each year. In each county whose population exceeds 600,000, the proceedings shall be published in a daily newspaper. The board may reject any offer if, in its judgment, the public interests so require, and may thereupon designate a newspaper without regard to any rejected offer. In any county whose population exceeds 50,000, and is less than 250,000, the proceedings may be published in one daily and one weekly newspaper at their respective county seats. If the official newspaper of the county shall cease to exist for any reason, except by consolidation with another newspaper, the county board shall have authority to designate another newspaper for the remainder of the year. For the purpose of this section, a newspaper is produced and published in the county if it has in the county its known office of issue, as such term is defined in section 331.02, and if it does its typographic composition or presswork or both in the county.

Subd. 2. Individualized itemized accounts, claims or demands allowed by the county board pursuant to section 471.38, subdivision 1, need not be published pursuant to subdivision 1, provided that the amount allowed from each claim is \$100 or less. The official proceedings following the itemization of accounts required shall contain a statement showing the total number of claims that did not exceed \$100, and the total dollar amount of those claims.

[1979 c 252 s 3]

375.17 Publication of financial statements.

Annually, not later than the first Tuesday after the first Monday in March, the county board shall make a full and accurate statement of the receipts and expenditures of the preceding year, which shall contain a statement of the assets and liabilities, a summary of receipts, disbursements, and balances of all county funds together with a detailed statement of each fund account, under the form and style prescribed by and on file with the state auditor, which prescribed form and any changes or modifications thereof shall so far as practical be uniform for all counties and shall be approved by the attorney general and the state printer and within 30 days thereafter shall cause the same to be published for one issue in some newspaper within the county, which newspaper must be a duly qualified legal newspaper, as provided by law. The county board may also refrain from publishing an itemized account of amounts paid out, to whom and for what purpose to the extent that the published proceedings of the county board contain such information, provided that all disbursements aggregating \$5,000 or more to any person are set forth in a schedule of major disbursements showing amounts paid out, to whom and for what purpose and are made a part of, and published with, the financial statement. The county board may refrain from publishing the names of persons receiving poor relief or direct relief and the amounts paid to each, but the totals of the disbursements for such purposes must be published. In addition to the publication thereof in the newspaper designated by the board as the official newspaper for publication of the financial statement, the same shall be published in one other newspaper of the county, if there be one located in a different municipality in the county than the official newspaper. The county board shall call for separate bids for each publication. At its meeting in July and January each year it shall examine and count all the funds in the treasury, examine the accounts and vouchers of the auditor and treasurer, and make a written certificate of the condition of the treasury, showing the amount, kind, and character of the funds therein, and all other matters in connection therewith and file the same with the auditor. Insofar as any provision of this section is inconsistent with the provisions of section 393.07, the provisions of that section shall prevail.

[1979 c 252 s 4]

375.34 Memorial Day, appropriation for observance.

The county board of each county may appropriate from the revenue fund of the county not more than \$1,500 annually to aid in the observance of Memorial Day in commemoration of the noble and valiant deeds of the nation's soldier dead.

[1979 c 310 s 1]

MINNESOTA STATUTES 1979 SUPPLEMENT

COUNTY ATTORNEY 388.19

375.35 Appropriation to military service organizations, Memorial Day services.

The several county boards in this state are hereby empowered, in addition to the power now conferred on them by law, to appropriate annually not to exceed \$100 to each post of a recognized military service persons' organization or society, holding charter from congress or incorporated in this state, organized and existing in their respective counties, for defraying the expenses of Memorial Day exercises.

[1979 c 310 s 2]

CHAPTER 388. COUNTY ATTORNEY

Sec. 388.05	Repealed. Duties.	Sec. 388.19	County attorneys council.
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388.05 [Repealed, 1979 c 233 s 42]

388.051 Duties.

It is the duty of the county attorney to:

- (a) Appear in all cases in which the county is a party;
- (b) Give opinions and advice, upon the request of the county board or any county officer, upon all matters in which the county is or may be interested, or in relation to the official duties of the board or officer;
- (c) Prosecute felonies, including the drawing of indictments found by the grand jury, gross misdemeanors and, to the extent prescribed by law, violations of misdemeanors, municipal ordinances, charter provisions and rules;
- (d) Attend before the grand jury, give them legal advice and examine witnesses in their presence;
- (e) Request the clerk of court to issue subpoenas to bring witnesses before the grand jury or any judge or judicial officer before whom he is conducting a criminal hearing;
- (f) Attend any inquest at the request of the coroner; and
- (g) Appear, when requested by the attorney general, for the state in any case instituted by the attorney general in his county or before the United States land office in case of application to preempt or locate any public lands claimed by the state and assist in the preparation and trial.

[1979 c 233 s 3]

388.19 County attorneys council.

Subdivision 1. **Creation.** There is hereby created a county attorneys council hereinafter designated as the "council" to be composed of the county attorney from each of the 87 counties and the attorney general of the state of Minnesota. The members shall meet annually in November of each year and, commencing at the annual meeting in November 1973, shall elect a president, a president-elect, a secretary, and a treasurer, and such other officers and directors as the county attorneys council shall determine. Each of these officers shall hold office for a term of one year and until their successors are elected and qualified. The county attorneys council may adopt such rules as are necessary for the carrying out of its duties. A county attorney may designate in writing an assistant who may act in his stead in carrying out any function of the county attorneys council except serving as an officer. The county attorneys council may acquire and hold property, accept gifts and expend any such sums so received. The county attorneys council may charge fees for seminars, workshops and publications it conducts and produces.

[For text of subds 2 to 4, see M.S.1978]

[1979 c 337 s 22]