

CHAPTER 332—H. F. No. 194

[Not Coded]

An act requiring the City of St. Paul and the board of education of the City of St. Paul to waive the defense of governmental immunity involving any accident in a city school in June of 1958.

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

Section 1. **Waiver of immunity.** In the event any person having a direct or derivative claim for or arising from personal injuries based on negligence of the city of St. Paul and the board of education of the city of St. Paul, or any of its employees or agents, from any accident in that city's public schools in June of 1958 commences an action in district court on that claim, the city of St. Paul and the board of education of the city of St. Paul shall waive the defense of governmental immunity, and that defense shall be invalid as to any such claim.

Sec. 2. Section 1 shall be effective only if any person having a claim within section 1 has complied with the notice requirements of Minnesota Statutes, Section 465.09.

Sec. 3. This act shall become effective from and after its approval by the common council of the city of St. Paul by a majority vote of those then present, which council may require any judgment or settlement of such claim to be paid by the board of education of the city of St. Paul.

Approved April 18, 1959.

CHAPTER 333—H. F. No. 209

[Not Coded]

An act-pertaining to the City of Saint Paul; and relating to the health officer and deputy health officer in said city.

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

Section 1. **St. Paul, city of, health officers.** Notwithstanding any provisions pertaining thereto now contained in the charter of the city of Saint Paul, the commissioner of public safety shall be ex-officio the chief health officer of the city and shall appoint a health officer, who shall be a duly licensed physician of not less than five years practice, for a term of six years, at an annual salary to be set by the city

council. Such health officer shall continue in office for a term of six years after the expiration of a prior term unless the council, not earlier than ninety days nor later than sixty days before the expiration of such prior term, shall determine by a four-sevenths vote to terminate his incumbency of the office on such expiration date. If the council elects to terminate the said incumbency, it shall be the duty of the city clerk to so notify the commissioner of public safety of such action by the council.

Sec. 2. Notwithstanding any provision of the city charter of the city of Saint Paul pertaining to the appointment of a deputy health officer by the commissioner of public safety, there is hereby created the position of deputy health officer in the city of Saint Paul which shall be set up under and pursuant to the civil service system now existing in the city of Saint Paul, and the civil service commissioner of the city shall include the said position as a civil service position with proper title, and the said position of deputy health officer shall be treated thereafter in all things as a civil service position in the said city.

Sec. 3. This act shall become effective only after its approval by a majority of the governing body of the city of Saint Paul.

Approved April 18, 1959.

CHAPTER 334—H. F. No. 227

An act relating to salaries of assessors in certain towns and villages; amending Minnesota Statutes 1957, Section 367.05, Subdivision 1.

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

Section 1. Minnesota Statutes 1957, Section 367.05, Subdivision 1, is hereby amended to read:

Subdivision 1. Assessors. The town assessors shall be compensated at the rate of \$10 per day for each day's service necessarily rendered for the first two years and *may* be compensated at the rate of \$12 per day in each year of service thereafter, not exceeding 90 days in any one year; but at the annual town meeting the electors may increase the salary of the assessor in any amount that they shall determine, but not to exceed \$15 per day, and mileage at the rate of *seven and one-half* cents per mile for each mile necessarily traveled