

pation of the audit expense, without the presentment of such claim or estimate by the public examiner.

Sec. 6. Minnesota Statutes 1957, Section 215.34, is amended to read:

215.34 Public accountants; report of evidence pointing to nonfeasance, etc. Whenever a public accountant in the course of his audit of the books and affairs of a city, village, borough, town, school district, or other public corporation, shall discover evidence pointing to nonfeasance, misfeasance, or malfeasance, on the part of an officer or employee in the conduct of his duties and affairs, *the public accountant shall promptly make a report of such discovery to the public examiner and the county attorney of the county in which the governmental unit is situated and the public accountant shall also furnish a copy of his report of audit upon completion to said officers.* The county attorney shall act on such report in the same manner as he is required by law to act on reports made to him by the public examiner.

Sec. 7. Minnesota Statutes 1957, Section 215.38, is amended to read:

215.38 Scope of examiners' investigation. Whenever the governing body of a city, village, borough, town, or school district shall have requested a public accountant to make an audit of its books and affairs, and such audit is in progress or has been completed, and freeholders petition *or the governing body requests or both* the public examiner to make an examination covering the same, or part of the same, period, the public examiner may, if he deems it in the public interest, limit the scope of his examination to less than that specified in Minnesota Statutes, section 215.19, but the scope shall cover, at least, an investigation of those complaints which are within the public examiner's powers and duties to investigate.

Approved April 24, 1959.

CHAPTER 519—H. F. No. 945

An act relating to law libraries in counties and providing for the collection of fees in district, probate, and municipal courts for the acquisition and maintenance thereof; amending Minnesota Statutes 1957, Sections 140.30; 140.31; 140.41, Subdivision 1; 140.42, Subdivision 1; and 140.43, Subdivision 1.

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

Section 1. Minnesota Statutes 1957, Section 140.30, is amended to read:

140.30 Financing. It shall be the duty of the clerk of the district court of such county to collect in each civil suit, action or proceeding filed in such court, in the manner in which other fees are collected therein and in addition thereto, as law library fees, the sum of \$2 from the plaintiff or person instituting such suit, action or proceeding at the time of filing the first paper therein, and the sum of \$2 from the defendant or other adverse or intervening party to be collected when his or their appearance is entered in such action or proceeding, or when the first paper on his or their part is filed therein. *The library fee herein provided for may be reduced to \$1 upon a majority vote of the board of trustees.*

Such county law library fees shall be costs in the case and taxable as such. The provisions of this section shall not apply to actions or proceedings commenced by the state, the county, or any municipality, to garnishment proceedings, to the filing of transcripts, to compensation awards, or to complaints in intervention in receivership proceedings.

Sec. 2. Minnesota Statutes 1957, Section 140.31, is amended to read:

140.31 Fee; collection by probate court. It shall be the duty of the judge of probate court, when such law library is established, in such proceeding in his court in the matter of the estate of a deceased person looking to the entry of a decree of distribution of such estate, excepting in summary proceedings instituted pursuant to Minnesota Statutes 1941, Section 525.51, to collect, as a county law library fee, the sum of \$2 from the petitioner instituting such proceeding at the time of the filing of the petition therein. Such disbursement shall be an item of expense of administration of the estate, entitling the petitioner to reimbursement therefor out of the estate. *The library fee herein provided for may be reduced to \$1 upon a majority vote of the board of trustees.*

Sec. 3. Minnesota Statutes 1957, Section 140.41, Subdivision 1, is amended to read:

140.41 Subdivision 1. When the law library is established the clerk of the district court shall collect in each civil suit, action, or proceeding filed in such court, as library fees, the sum of \$2 from the plaintiff or person instituting such

suit, action, or proceeding at the time of filing the first paper therein, and the sum of \$2 from the defendant or other adverse or intervening party at the time his appearance is entered or when the first paper on his part is filed therein. *The library fee herein provided for may be reduced to \$1 upon a majority vote of the board of trustees.*

Sec. 4. Minnesota Statutes 1957, Section 140.42, Subdivision 1, is amended to read:

140.42 Subdivision 1. Subject to section 140.435, when the county law library is established the clerk of any municipal court in such county shall collect in each civil suit, action, or proceeding filed in such court, as law library fees, the sum of \$2 from the plaintiff or person instituting such suit, action or proceeding, at the time of filing the first paper therein. *The library fee herein provided for may be reduced to \$1 upon a majority vote of the board of trustees.*

Sec. 5. Minnesota Statutes 1957, Section 140.43, Subdivision 1, is amended to read:

140.43 Subdivision 1. Subject to section 140.435, when the county law library is established the judge of the probate court in proceedings in his court in the matter of the estate of a deceased person looking to the entry of a decree of distribution of such estate, except in any summary proceeding under Minnesota Statutes, Section 525.51 shall collect, as a county law library fee, the sum of \$2 from the petitioner instituting the proceeding at the time of the filing of the petition therein. *The library fee herein provided for may be reduced to \$1 upon a majority vote of the board of trustees.*

Approved April 24, 1959.

CHAPTER 520—S. F. No. 1490

[Not Coded]

An act relating to the City of South St. Paul, authorizing tax levies for library purposes, and providing for a referendum thereon.

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

Section 1. **Library tax levy.** The city council of the city of South St. Paul may levy an annual tax of not more