

Bullheads	50	50
Dates— <i>No closed season</i>		
Carp, dogfish, redhorse, sheepshead, suckers, eelpout, garfish, perch, whitefish, tullibees, buffalofish.....	No limit	
Dates— <i>No closed season</i>		

Sec. 2. Minnesota Statutes 1957, Section 101.47, Sub-division 2 is repealed.

Approved April 24, 1959.

CHAPTER 575—S. F. No. 1498

[Not Coded]

An act to authorize the City of Minneapolis to establish an Ordinance Violation Bureau dealing with violations of building ordinances, fire and fire prevention ordinances, and ordinances relating to public health and sanitation and the department of licenses, weights and measures.

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

Section 1. Ordinance Violation Bureau, establishment by ordinance. The City Council of the City of Minneapolis may by ordinance authorize the municipal court of the City of Minneapolis to establish an Ordinance Violation Bureau to assist the court in disposing of violations of ordinances relating to building operation and maintenance, fire and fire prevention, public health and sanitation, and the department of licenses, weights and measures, provided, however, that tags shall not be issued for alleged building structural violations, but nothing contained in this exception shall prohibit the enforcement of any law or ordinance relating to such structural defects or violations by other due process of law.

Sec. 2. Establishing ordinance to provide. The ordinance authorizing the establishment of such a bureau shall:

(a) Designate or authorize the court to designate the head of the bureau and provide for other bureau personnel to the extent that municipal officers and employees, whether employed to perform other municipal duties or not, are used to staff the bureau; but such provisions shall be consistent with the requirements of all applicable statutory and charter provisions;

(b) Provide suitable space and other facilities for the bureau and fix the hours when the bureau is to be open;

(c) Appropriate funds for the establishment and operation of the bureau, if necessary, and make provision for its financial operations, including disposition of its receipts, consistent with the provisions of this act;

(d) Provide for bureau records and reports consistent with the terms of this act;

(e) (1) Confer upon the duly appointed, qualified and acting inspectors of the several departments of the city the same powers as are possessed by police officers of the City of Minneapolis to issue tags in the same manner and with the same force and effect as tags issued by such police officers, but such powers shall relate only to violations of the ordinances hereinbefore referred to and shall not permit any inspector to physically arrest or take into custody any violator except on a warrant duly issued.

(2) The term "tag" as herein used means a written or printed notice served upon the person charged with a violation, or conspicuously affixed at the place of the violation.

(f) Include such other provisions not inconsistent with this act and with authority otherwise existing in the court to make rules for its own operations, as may be necessary for establishment and operation of the Bureau.

Sec. 3. Bureau to be established by municipal court rule. When an ordinance authorizing the establishment of a violations bureau has been adopted, the municipal court of the City of Minneapolis may establish such bureau by rule.

Sec. 4. Rules for operation of bureau. When such violations bureau has been established by rule of the municipal court of the City of Minneapolis, the said municipal court may adopt rules for the operation of the violations bureau, and such rules may be from time to time amended in the discretion of the court, but such rules and amendments thereof shall not become effective until published at the expense of the municipality in the same manner as its ordinances.

Sec. 5. Establishing rule to contain. Consistent with this act and with the ordinances authorizing the violations bureau the court rule establishing the bureau shall include the following:

(a) Designation of the head of the bureau, where this is delegated to the court in the ordinance authorizing establish-

ment of the bureau or where a clerk of municipal court is so designated;

(b) Specifications of the offenses which may be satisfied at the bureau without a personal court appearance, including a stipulation of the maximum number of identical or different violations by the same person which may be satisfied at the bureau without such an appearance.

(c) A schedule fixing the fines for first, second, and subsequent violations which may be satisfied at the bureau; but such fines shall be within the limits prescribed by law or ordinance;

(d) Provisions fixing the time within which a defendant must appear at the bureau in answer to a charge of violating a traffic law or ordinance;

(e) A schedule fixing bail for violations processed at the bureau but requiring a personal appearance in court;

(f) A schedule fixing penalties for failure to appear at the bureau within the time prescribed;

(g) Provisions for determining the previous record of violations when this is material to disposition of cases by the bureau;

(h) Provisions for the form of tag or summons and complaint to be used in making charges for violation of a law or ordinance. Insofar as not otherwise prohibited by law such form may be a complaint with a summons attached thereto and made a part thereof;

(i) Provisions for the control of and accounting for books of tags, or summonses and complaints issued to inspectors;

(j) Provisions for the establishment by the bureau of a calendar of court appearances for violations not satisfied at the bureau and for notification of the city attorney and the department charging the violation of the time fixed for trial of such cases;

(k) Provisions for the written form to be used in satisfying cases at the bureau;

(l) Such other provisions, not inconsistent with statute and the ordinance authorizing the bureau, as may be necessary or desirable to provide for the efficient operation of the bureau as an agency of the court.

Sec. 6. Procedure of bureau. Subdivision 1. The violations bureau may be authorized to dispose of violations of a law or ordinance by permitting the person charged with the violation to comply with the following procedure:

(a) Appearance at the violations bureau either in person or by written power of attorney within a specified time;

(b) Payment of the prescribed fine;

(c) Execution of a written form waiving a hearing in court, pleading guilty to the charge, and authorizing the person in charge of the bureau to make the plea and pay the fine in court.

Subd. 2. Compliance with the procedure specified in subdivision 1 shall have the same effect as a judgment of conviction entered upon a plea of guilt in open court, and the violator shall be given a receipt which so states.

Subd. 3. A violations bureau shall not deprive any person of his right to counsel or prevent him from appearing in court to answer, explain, or defend any charge of violating a law or ordinance or otherwise object to the procedure authorized in this chapter. Every person appearing at the bureau in answer to a charge of violating a law or ordinance shall be informed that he may be represented by counsel, that he may plead guilty or not guilty, and that he has a right to a court hearing.

Subd. 4. If the person charged with the violation does not appear at the violations bureau within the time specified in the tag, the bureau shall send him a notice directing him to respond to the previous notice or summons within a period specified by court rule. If the person so charged shall fail to respond to the notice, the bureau shall bring that fact to the attention of the court so that a warrant may be issued for such person's arrest and appearance in court.

Sec. 7. Records. A violations bureau established pursuant to this chapter shall keep a record of all cases of violation brought before it, including their final disposition, and also a record of all fines collected and the disposition thereof. Fines and other moneys collected by the bureau shall be disposed of in the same manner as if guilt had been determined in court. The bureau shall also perform such additional duties and keep such additional records as are prescribed by the court or in the ordinance authorizing establishment of the bureau.

Sec. 8. **Expiration date.** This act shall expire on July 1, 1963.

Sec. 9. **Effective date.** This act shall become effective upon approval of a majority vote of the governing body of the City of Minneapolis.

Approved April 24, 1959.

CHAPTER 576—H. F. No. 828

[Coded in Part]

An act relating to county welfare boards; changing the name of the executive secretary; amending Minnesota Statutes 1957, Section 393.04.

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

Section 1. Minnesota Statutes 1957, Section 393.04, is amended to read:

393.04 Organization. The county welfare board shall, at its first meeting, and thereafter at its annual meeting on the first Thursday after the first Monday in July each year meet and organize by electing a chairman, a vice-chairman, and a secretary, except as provided in section 393.01, subdivision 3, each of whom shall perform the customary duties of his office. The board shall appoint a *director* and such assistants and clerical help as it may deem necessary to perform the work of the board. The appointment of the *director* shall be made in accordance with rules and regulations to be adopted by the commissioner of public welfare and shall be chosen upon the basis of his experience, training, and general qualifications for the work. His salary shall be fixed by the county welfare board, except the salary of the *director* of the county welfare board appointed pursuant to section 393.01, subdivision 4, which salary shall be approved by the board of county commissioners of any such county and the city council of any city of the first class located within such county, and the county welfare board shall fix the salary of such other employees as it may hire.

The welfare board shall require its *director* and such other of its employees as it may determine, to execute and file with it a bond conditioned as are other official bonds, to the state, with corporate sureties to be approved by it, in such