

Section 1. Minnesota Statutes 1957, Section 387.17, is amended to read:

387.17 Compensation of deputies. Each such deputy shall receive as compensation *such compensation as the judge may determine but not to exceed \$8* per day while in attendance upon the court in charge of such jury.

Approved April 24, 1959.

CHAPTER 620—S. F. No. 1149

An act relating to repair of public drainage ditches; amending Minnesota Statutes 1957, Section 106.471, Subdivision 2.

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

Section 1. Minnesota Statutes 1957, Section 106.471, Subdivision 2, is amended to read:

Subd. 2. **Authority of board.** (a) After the construction of a state, county or judicial drainage system has been completed, the county board shall maintain the same or such part thereof as lies within the county and provide the repairs required to render it efficient to answer its purpose. The board shall cause such drainage system to be annually inspected, either by a committee thereof, or a ditch inspector appointed by the board, and, if the committee or inspector shall report in writing to the board that repairs are necessary on any ditch system and such report is approved by the board, it shall cause such repairs to be made within the limits hereinafter set forth. The ditch inspector may be the county highway engineer.

(b) If the board finds that the estimated cost of such repairs will be less than \$2,500, it may have such work done by day labor without advertising for bids or entering into a contract therefor. The county board is limited in the expenditure of money therefor as herein provided. In one calendar year the board shall not spend or contract to be spent for repairs or maintenance on one ditch system a sum greater than 20 percent of the cost of construction thereof in that county, except as provided in subdivision 4. In case there are sufficient funds to the credit of the drainage system to make such repairs, such funds may be expended by the county board for such purpose without further assessment.

(c) Before ordering the levy of an assessment for repairs, the county board, in its discretion, may give such notice of hearing thereon as it may deem necessary.

Approved April 24, 1959.

CHAPTER 621—S. F. No. 461

[Coded]

An act relating to the punishment for crime; requiring credit on a later conviction arising out of the same act or omission of time served on a vacated conviction.

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

Section 1. [631.49] **Credit for time served on vacated conviction.** When a person who has been imprisoned in the state prison or state reformatory and whose conviction has been set aside for any cause, is thereafter convicted of a felony growing out of the same act or omission, the judge when sentencing the person shall limit the maximum penalty fixed by statute by reducing it by a period of not less than the time that the person was imprisoned under the former conviction and in calculating the time imprisoned, the person so convicted shall have credit for all time earned in diminution of sentence under Minnesota Statutes, Section 640.53.

Approved April 24, 1959.

CHAPTER 622—S. F. No. 206

An act relating to old age assistance; amending Minnesota Statutes 1957, Sections 256.18, 256.24, 256.26 Subdivisions 6, 9, and 11, 256.27; and repealing Minnesota Statutes 1957, Section 256.14 Subdivisions 2, 3, 4, and 5.

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

Section 1. Minnesota Statutes 1957, Section 256.18, is amended to read:

256.18 **Disqualifications.** No old age assistance shall be paid a person:

(1) While or during the time he is an inmate of, and receives gratuitously all the necessities of life from any public