

CHAPTER 344—H. F. No. 1123

[Not Coded]

An act relating to the town of Rapidan in Blue Earth county; permitting operation and acquisition of a waterworks utility, and providing for the issuance of bonds.

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

Section 1. Rapidan, town of; waterworks. Subdivision 1. The town of Rapidan in Blue Earth county shall have the same powers with respect to a waterworks utility as are possessed by a village under Minnesota Statutes, Sections 412.321 to 412.391, and Minnesota Statutes, Chapters 429 and 475.

Subd. 2. The town of Rapidan may acquire the real estate, property, and physical assets of the Rapidan Development Company, Inc., and may assume all the debts and obligations of the Rapidan Development Company, Inc., upon such terms and conditions as may be mutually agreeable to the town of Rapidan and the Rapidan Development Company, Inc.

Sec. 2. The town of Rapidan may issue bonds to acquire a waterworks system in the same manner as bonds are issued under Minnesota Statutes, Chapter 475.

Sec. 3. This act will be effective upon its approval by a majority of the members of the town board of the town of Rapidan and upon compliance with Laws 1959, Chapter 368.

Approved April 14, 1961.

CHAPTER 345—H. F. No. 1247

[Not Coded]

An act relating to a tax levy for welfare purposes in St. Louis county; amending Laws 1943, Chapter 473, Section 5, as amended.

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

Section 1. Laws 1943, Chapter 473, Section 5, as amended by Laws 1947, Chapter 264, Section 1, as amended

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by Laws 1957, Chapter 692, Section 1, as amended by Laws 1959, Chapter 218, Section 1, is amended to read:

Section 1. **St. Louis county, welfare tax levy.** On or before October 1, in each year, the welfare board in St. Louis county shall prepare and present to the board of county commissioners a detailed budget request for the expenditures for welfare purposes, deemed necessary for the ensuing year, together with the estimated income for the welfare fund from sources other than the current tax levy and the amount which it shall be necessary to levy to provide a total fund equal to the proposed expenditures, as provided by Laws 1941, Chapter 118. The total tax levy for such welfare purposes, except for the erection or repair of buildings, shall not exceed an amount equal to ~~18~~ ²³ mills on each dollar of assessed valuation. If at any time during any year such welfare board shall determine that the amount previously levied will be inadequate to meet the minimum requirements of any activity for the balance of the year, it shall present such information to the board of county commissioners. Whereupon the board of county commissioners may authorize the expenditure of additional sums in specific itemized amounts and when so authorized such welfare board may appropriate and expend such additional amounts, and all acts or parts of acts prohibiting or placing a penalty on such expenditures shall be of no effect in such cases. Immediately upon authorizing such additional expenditures, the board of county commissioners shall provide for the financing of such expenditures and for such purpose it shall first transfer any amounts remaining unencumbered in any county fund levied for specific items, which in the judgment of the board of county commissioners can be diverted therefrom without serious detriment to the efficiency of county government or to the public health and safety; second, if the amounts so available for transfer shall be less than the contemplated deficit, the board of county commissioners shall levy a tax to finance the remaining deficiency, of not to exceed five mills on each dollar of assessed valuation, to be spread by the county auditor for the ensuing year, which levy may be in addition to any authorized tax levy for the county welfare fund for such ensuing year; third, if the amounts transferred and the amount calculated to be received from the maximum deficiency tax levy hereby authorized shall not be sufficient to finance such contemplated deficit, then any remaining deficiency may, upon resolution adopted by a five-sevenths vote of the board of county commissioners, be fi-

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nanced by the issuance and sale of county welfare deficiency bonds, said bonds to be issued and sold subject to the provisions of Laws 1927, Chapter 131, as amended, except that a vote of the people shall not be required and the last maturity of said bonds shall not be later than three years from the date of issue; *provided further that the board of county commissioners by a five-sevenths vote may, in lieu of the five mill deficiency levy provided above, and in lieu of issuing welfare deficiency bonds, provide for the retirement of the deficiency existing in any one year or for a period of years, by a deficiency levy in such amount as the board may decide so as to pay off said deficiency over a period of years.*

Sec. 2. *This act shall become effective only after its approval by a majority vote of the members of the county board of St. Louis county, and a majority vote of the members of the county welfare board of St. Louis county, and upon compliance with the provisions of Laws of 1959, Chapter 368.*

Approved April 14, 1961.

CHAPTER 346—H. F. No. 1267

An act relating to rights of parent or guardian to maintain an action for injury of a minor child in civil cases, and relating to deposits of the recovery; amending Minnesota Statutes 1957, Section 540.08.

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

Section 1. Minnesota Statutes 1957, Section 540.08, is amended to read:

540.08 Injury to child or ward; suit by parent or guardian. A father may maintain an action for the injury of his minor child. When such father has deserted his family or is dead the mother of such minor child may maintain the action. When custody of the injured child has been granted to either parent by a court having jurisdiction, that parent may maintain the action. A general guardian may maintain an action for the injury of his ward. A guardian of a dependent, neglected, or delinquent child, appointed by a court having jurisdiction, may maintain an action for the injury of such child. If no such action is brought by the father or mother, an action for the injury may be brought by a guardian ad litem, either before or after the death of such parent.

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