

1938 Supplement
To
Mason's Minnesota Statutes
1927

(1927 to 1938)
(Superseding Mason's 1931, 1934, and 1936 Supplements)

Containing the text of the acts of the 1929, 1931, 1933, 1935, and 1937 General Sessions, and the 1933-34, 1935-36, 1936, and 1937 Special Sessions of the Legislature, both new and amendatory, and notes showing repeals, together with annotations from the various courts, state and federal, and the opinions of the Attorney General, construing the constitution, statutes, charters and court rules of Minnesota together with digest of all common law decisions.



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MASON PUBLISHING CO.
SAINT PAUL, MINNESOTA
1938

the Supreme Court, or some other Justice or former Justice, appointed from time to time by the Chief Justice for such service; two Judges or former Judges of the District Court, to be designated, or who shall have been designated by the Judges of the District Court in annual meeting assembled; one Judge or former Judge of Probate, similarly designated by the Judges of Probate; and seven other persons appointed by the Governor, one of whom shall be a Judge of a Municipal Court, and not less than four of the others shall be attorneys at law of wide practical experience. Of the seven members first appointed by the Governor, two shall be appointed for a period of one year, two for a period of two years, and three for a period of three years. All appointments made thereafter shall be for a term of three years and until their successors shall qualify, except that in the case of a vacancy, the appointment shall be made to fill the unexpired term. (Apr. 26, 1937, c. 467, §2.)

251-3. Shall report to Governor.—The Judicial Council shall report annually on or before December 1st, to the Governor, upon the work of the various

branches of the judicial system. It may also from time to time submit, for the consideration of the several courts and judges, such suggestions in regard to rules of practice and in regard to procedure as it may deem advisable. (Apr. 26, 1937, c. 467, §3.)

251-4. Expenses of Judicial Council.—No member of the Judicial Council shall receive any compensation for his services, but the Judicial Council shall be allowed, out of any appropriations made for the purpose, expenses for clerical and other services, and the members of the Judicial Council shall be allowed such expenses as the Governor shall approve. (Apr. 26, 1937, c. 467, §4.)

251-5. Appropriation.—There is hereby appropriated from any moneys in the State Treasury, not otherwise appropriated, the sum of \$1,000.00 for each of the fiscal years ending June 30, 1938, and June 30, 1939, for the purpose of carrying out the provisions of this Act. (Apr. 26, 1937, c. 467, §5.)

251-6. Effective July 1, 1937.—This Act shall take effect on July 1, 1937. (Apr. 26, 1937, c. 467, §6.)

CHAPTER 5A

Salaries of Certain State Officers and Employees

Act limiting amount which may be paid state officer or employee for use of automobile. Laws 1931, c. 331, §§254-47, 254-48.

252. Amount—Payment.

2. Judicial Department.

Salary of chief justice, associate justices and commissioners.—The annual salary of the chief justice of the supreme court shall be \$9,000.00 and that of each associate justice and each commissioner of the supreme court \$8,500.00. (G. S. '13, §294; '13, c. 400, §1; Ex. Sess. '19, c. 30; '21, c. 504; '23, c. 377; '25, c. 268; Apr. 24, 1929, c. 322, §1.)

The above provision amends this paragraph with respect to the salaries of the chief justice, associate justices, and the commissioners.

6. Office of Attorney General.

Salary of attorney general and assistants.—The annual salary of the attorney general is hereby fixed at \$7,000.00 and of the deputy attorney general at \$6,000.00, and of the several assistant attorneys general, other than the assistant attorney general who is a member of the rural credit bureau, at \$5,000.00. (G. S. '13, §294; '13, c. 400, §1; '21, c. 324; Apr. 25, 1929, c. 332, §1.)

The above provision amends this subdivision "so as to read as" above. As to whether it amends the provisions of the former law which are not embraced in the amendatory act may be open to question.

8. Office of State Librarian.

The salary of the assistant state librarian is hereby fixed at twenty-one hundred dollars annually, payable in semi-monthly installments. (G. S. '13, §294; '13, c. 400, §1; Ex. Sess. '19, cc. 30, 31, §1.)

Explanatory note.—Laws Ex. Sess. 1919, c. 31, §1, impliedly amended Laws Ex. Sess. 1919, c. 30, by increasing the salary of the assistant librarian to the amount above stated.

9. Office of Commissioner of Banks.

Commissioner of Banks, forty-five hundred dollars; one deputy commissioner of banks, four thousand dollars; one bank examiner assigned to examination in cities of the first class, thirty-seven hundred fifty

dollars; ten bank examiners thirty thousand dollars; eleven assistant examiners, twenty-seven thousand five hundred dollars; three second assistant examiners fifty-four hundred dollars; three examiners' clerks, forty-five hundred dollars; four examiners' clerks, at an amount not to exceed fifty-six hundred dollars; one chief clerk, twenty-four hundred dollars; one first assistant clerk, fifteen hundred dollars; seven stenographers and clerks, eighty-two hundred eighty dollars; one extra clerk hire for contingencies, one thousand dollars. (As amended '21, c. 499; '23, c. 252; Apr. 13, 1933, c. 232, §1.)

Commissioner to fix salary of Examiner in charge of Liquidation.—The Commissioner of Banks shall fix the salary of the Examiner in Charge of Liquidation appointed by him, but not to exceed four thousand dollars, and the same shall be paid out of funds of banks in the hands of the Commissioner of Banks for liquidation. (Act Apr. '13, 1933, c. 252, §2.)

19. Office of Board of Control.

Salary increases for certain employees.—That the salaries of all employees of the various institutions of the state under the jurisdiction of the State Board of Control amounting to \$20 to \$50 a month exclusive of maintenance they may receive, be increased \$5 to \$10 per month, and the said State Board of Control is hereby authorized and directed to increase such salaries in said manner, using their own discretion as to the rate of increase in the individual case. (Act Apr. 15, 1935, c. 133, §1.)

Sec. 3 of Act Apr. 15, 1935, cited, provides that the act shall take effect from its passage. Sec. 2 of such act is set forth as §10834-1.

22. District Court Judges.

Governor attempted to veto this bill but did not return it in time. See State v. Holm. 172M162, 215NW200.

254. Fees.

Laws 1935, c. 391, §37, reducing salaries 10%, is changed by Act Apr. 24, 1937, c. 457, §37, which reinstates pre-existing salaries.