

cation, and that the facilities are adequate therefor. All licenses issued pursuant to this section shall expire on the 31st day of December of the year for which the same is issued. Any person to whom a license has been issued may upon application, obtain a renewal license upon payment of the annual fee of \$5, which application for renewal shall be made on or before the ~~15th~~ 31st day of December of each year. If a license is not applied for on or before the ~~15th~~ 31st day of December of each year or within 30 days after such applicant has operated as a fur farmer, a penalty of 10 per cent of the license fee shall be imposed for each month thereafter; provided that in no case shall the penalty exceed the amount of the license fee. All moneys received in payment of license fees and penalties under this section shall be paid into the state treasury.

Approved March 27, 1961.

CHAPTER 174—S. F. No. 307

An act relating to state game refuges, authorizing the commissioner of conservation to issue permits for trap or target shooting thereon; amending Minnesota Statutes 1957, Section 98.48, Subdivision 8.

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

Section 1. Minnesota Statutes 1957, Section 98.48, Subdivision 8, is amended to read:

Subd. 8. **Trap or target shooting, permits.** The commissioner may issue special permits, without fee, to establish and conduct rifle ranges or trap shooting premises by duly organized gun clubs of ten or more members on lands owned or leased for that purpose by such clubs within two miles of any city of the first class, *and may issue special permits, without fee, to the owner or lessee of any privately owned land within the boundaries of a state game refuge for trap or target shooting.*

Approved March 27, 1961.

CHAPTER 175—S. F. No. 335

An act relating to the Minnesota state archives commission; amending Minnesota Statutes 1957, Sections 138.14;

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

138.16; 138.17, Subdivisions 1, 2, 3, 4, 5, and 7; 138.18; 138.19; 138.20; 138.21; 138.22; repealing Minnesota Statutes 1957, Sections 138.03, Subdivisions 2 to 5; 138.04; 138.043; 138.15; and 138.17, Subdivision 6.

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

Section 1. Minnesota Statutes 1957, Section 138.14, is amended to read:

138.14 Members; organization of commission. The state auditor, the attorney general, the commissioner of administration, the public examiner and the ~~superintendent director~~ of the Minnesota State Historical Society shall ex officio constitute said commission. *The commissioner of administration is ex officio chairman of the commission. The director of the Minnesota State Historical Society is ex officio the secretary of the commission.*

Sec. 2. Minnesota Statutes 1957, Section 138.16, is amended to read:

138.16 Meetings. Meetings of the commission shall be held when called by the chairman or ~~by the secretary or~~ by any two members of the commission. Three members shall constitute a quorum at any meeting. Notice of such meetings may be given by telephone. The chairman shall preside at all meetings of the commission and in case of his absence, a chairman pro tempore shall be chosen by the members present. ~~The secretary shall keep the Minutes of each meeting shall be kept.~~

Sec. 3. Minnesota Statutes 1957, Section 138.17, Subdivision 1, is amended to read:

138.17 Powers and duties of commission. Subdivision 1. **Destruction, preservation, reproduction of records; prima facie evidence.** The commission shall have power to direct the destruction, the sale for salvage or the disposition by gift or otherwise of ~~such papers, books, documents and public records of the state and its agencies as it may determine to be no longer of any value, and for the preservation of which no reason exists. The commission may also cause any of such papers, books, documents and records to be photographed, photostated, microphotographed or microfilmed, or otherwise reproduced by photographic or other means, and may make an order that such photographs, photostats, microphotographs, microfilms, photographic or other reproductions; be substituted for the originals thereof,~~

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

and may direct the destruction or sale for salvage or other disposition of the originals from which the same were made. Any such ~~photographs, photostats, microphotographs, microfilms,~~ *photographic* or other reproduction reproductions so made shall for all purposes be deemed the originals of such ~~papers, books, documents and records~~ so reproduced when so ordered by the commission, and shall be admissible as evidence in all courts and in proceedings of every kind. A facsimile ~~or, exemplified or certified copy~~ of any such ~~photograph, photostat, microphotograph, microfilm,~~ *photographic* or other reproduction, or any enlargement or reduction thereof, shall have the same effect and weight as evidence as would a certified or exemplified copy of the original. The commission shall have power to direct the ~~archival~~ storage of any ~~papers, books, documents or public records~~ of the state, ~~or any department or agency thereof,~~ except as herein provided, and to direct the ~~archival~~ storage of such ~~photographs, photostats, microphotographs or microfilms,~~ *photographic* or other reproduction reproductions. *Notwithstanding the provisions of any other law to the contrary, no public record, except as provided in Minnesota Statutes, Section 138.17, Subdivisions 3, 4, and 5, shall be destroyed without the approval of the commission in accordance with Minnesota Statutes, Sections 138.13 to 138.23. For the purpose of Minnesota Statutes, Sections 138.13 to 138.23, and acts amendatory thereof, public records comprise all papers, books, maps, photographs or other documentary material regardless of physical form or characteristics, made or received by all officers or agencies of the state and all officers and agencies of the counties, cities, villages, towns or school districts, or other municipal subdivisions or municipal corporations within the state, in pursuance of the state law or in connection with the transaction of public business by such officers or agencies, as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of government or because of the informational value of data contained therein.*

Sec. 4. Minnesota Statutes 1957, Section 138.17, Subdivision 2, is amended to read:

Subd. 2. **Scope of powers.** The powers of the commission shall extend to all ~~papers, books, documents and public records~~ of the state, and its officers, its departments, ~~or its agencies,~~ and to the ~~papers, books, documents and records~~ of the state, its officers, departments and its agencies to which Minnesota Statutes 1945, Section 15.17 is ap-

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

plicable, except as herein stated; but shall not extend to the papers, books, documents or records of counties, cities, villages, towns or school districts, or other municipal subdivisions or municipal corporations within the state. The words "books, papers, records and documents" shall be construed to include also all written matter in printing, typewriting, or in pen or pencil, and writings of any kind, and maps, contracts, photographs, plans, blueprints, drawings, diagrams, drafts, checks, vouchers, stamps and bookkeeping records.

Sec. 5. Minnesota Statutes 1957, Section 138.17, Subdivision 3, is amended to read:

Subd. 3. **University; state agricultural society; historical society.** Sections 138.13 to 138.23 shall not apply to the papers, books, documents and *public* records of the University of Minnesota, the Minnesota State Agriculture Society, or the Minnesota Historical Society.

Sec. 6. Minnesota Statutes 1957, Section 138.17, Subdivision 4, is amended to read:

Subd. 4. **State library.** No papers, books, documents or *public* records of the Minnesota State Library shall be subject to the disposition or orders of the commission, except with the consent of the state librarian.

Sec. 7. Minnesota Statutes 1957, Section 138.17, Subdivision 5, is amended to read:

Subd. 5. **Supreme court.** No papers, books, documents, or *public* records of the Supreme Court shall be subject to the disposition or orders of the commission, except with the consent of the court.

Sec. 8. Minnesota Statutes 1957, Section 138.17, Subdivision 7, is amended to read:

Subd. 7. **6. Archivist, equipment; supplies.** *The Minnesota State Archives Commission shall employ a professional archivist, who shall be known as the state archivist and records administrator, and such other agents and personnel as are necessary to enable it to carry out its duties and powers. The archivist and all other agents and personnel shall be classified civil service employees. The Minnesota State Archives commission shall have power to may acquire by purchase or to lease such equipment, machines and instruments and such supplies as may be necessary to enable it to*

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

carry out its duties and powers as conferred by sections ~~138.13 to 138.23~~. Said commission shall also have power to employ such agents and personnel as may be necessary for that purpose.

Sec. 9. Minnesota Statutes 1957, Section 138.18, is amended to read:

138.18 Rules and regulations. The commission shall have power to adopt rules and regulations consistent with the provisions of sections 138.13 to 138.23 governing its procedure and the performance of its duties hereunder. The commission shall have power to hold hearings, issue subpoenas, and compel the attendance of witnesses and the production of ~~papers, books, documents and~~ *public records*. It shall also have power to direct every department and agency of the state subject to the provisions of sections 138.13 to 138.23 to submit to it ~~papers, books, documents and records~~ *any public record*, or a description thereof in writing, for the decision of the commission as to the disposition thereof.

Sec. 10. Minnesota Statutes 1957, Section 138.19, is amended to read:

138.19 Applications for orders of the commission. Any officer, department, or agency of the state *or any officer or agency of a county, city, village, town, school district, or other municipal subdivision or municipal corporation*, is authorized to apply in writing to the commission for an order relating to the disposition of any ~~of his or its papers, books, documents or records~~ *public record*. The commission is authorized to receive, consider and act upon such applications and make such order with respect thereto as it may deem advisable within the powers ~~in sections 138.13 to 138.23~~ granted to it.

Sec. 11. Minnesota Statutes 1957, Section 138.20, is amended to read:

138.20 Record of proceedings. The *secretary state archivist* shall keep a record of the proceedings and orders of the commission. Orders of the commission shall be in writing and signed by the chairman ~~and secretary~~, and shall identify the ~~papers, books, documents and~~ records referred to therein. A certified copy of any such order shall be admissible in evidence in any court or proceeding. Such records shall be preserved in the office of the state ~~auditor~~ *archivist* and shall be open to public inspection. Proper records shall

Changes or additions indicated by italics, deletions by ~~strikeout~~.

be kept by the secretary of the commission and filed with the state auditor ~~state archivist~~ showing where any papers, books, documents or records, photographs, photostats, microphotographs or microfilms ~~records or reproductions thereof~~ have been stored, and also identifying such as have been ordered destroyed, sold for salvage or ~~given away~~ disposed of by gift or otherwise.

Sec. 12. Minnesota Statutes 1957, Section 138.21, is amended to read:

138.21 **Storage space designated by commission.** When the Minnesota State Archives Commission shall have ordered the ~~archival~~ storage of any papers, books, documents and *public records of the state*, or of any such reproductions thereof, the same shall be stored in the space designated by the Minnesota State Archives Commission.

Sec. 13. Minnesota Statutes 1957, Section 138.22, is amended to read:

138.22 **Receipts from sales for salvage.** Any monies received from the sale of ~~papers, books, documents or records~~ as waste material *by the state government* shall be ~~paid into~~ *deposited in* the general revenue fund of the state.

Sec. 14. *Minnesota Statutes 1957, Sections 138.03, Subdivisions 2 to 5; 138.04; 138.043; 138.15; and 138.17, Subdivision 6 are repealed.*

Approved March 27, 1961.

CHAPTER 176—S. F. No. 440

[Coded]

An act relating to permits for the training of hunting dogs; amending Minnesota Statutes 1957, Section 98.48 by adding a subdivision.

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

Section 1. Minnesota Statutes 1957, Section 98.48 is amended by adding a subdivision to read:

[Subd. 14.] **Hunting dogs, training permits.** *The commissioner may issue special permits without fee for the training of hunting dogs in the field at any time during the*

Changes or additions indicated by italics, deletions by strikeout.