

firm or corporation who attempts to deprive a blind person of the rights set forth in this section is guilty of a misdemeanor.

Sec. 2. This act takes effect on July 1, 1965.

Approved May 25, 1965.

CHAPTER 764—H. F. No. 898

[Coded]

An act relating to shelters for dogs; providing penalties; amending Minnesota Statutes 1961, Section 347.23, by adding a new subdivision.

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

Section 1. Minnesota Statutes 1961, Section 347.23, is amended by adding a subdivision to read:

Subd. 6. Dog shelters; penalties. Whoever violates the provisions of this section may be subject to a fine not to exceed \$10.

Approved May 25, 1965.

CHAPTER 765—H. F. No. 921

[Coded]

An act relating to the selection of assets to satisfy a bequest or transfer for purposes of the marital deduction.

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

Section 1. **[525.528] Probate proceedings; federal estate tax; marital deduction.** Whenever the decedent leaves a surviving spouse or by law the spouse is presumed to have survived and the representative of the decedent's estate, the decedent's trustee or any other fiduciary is permitted or required to exercise a discretion, even though stated as sole, absolute or uncontrolled, to select assets in kind at values other than their values at the date or dates of distribution thereof, including values to be determined in the discretion of the representative, trustee or other fiduciary and even though such dis-

Changes or additions indicated by italics, deletions by strikeout.

cretion is stated as sole, absolute or uncontrolled, to satisfy a bequest or transfer within the meaning of the marital deduction provisions of section 2056 of the United States internal revenue code or such cognate provisions of federal law as may hereafter be applicable, such representative, trustee or other fiduciary shall be subject to the general fiduciary obligation of fairness and pursuant thereto shall select assets fairly representative of appreciation or depreciation in the value of all property available on the date or dates of distribution for selection and distribution in satisfaction of such bequest or transfer, unless other language of the will or trust instrument expressly refers to this act and states that it shall not be applicable. This act shall apply to the estates of decedents dying after the effective date of this act, to trusts created after the effective date of this act and to trusts, whenever created, which are revocable after the effective date of this act.

Approved May 25, 1965.

CHAPTER 766—H. F. No. 1015

[Coded]

An act relating to the deduction from salaries or wages of state officers and employees of sums of moneys designated by them for payment to the United Fund; amending Minnesota Statutes 1961, Chapter 15, as amended, by adding a section thereto.

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

Section 1. Minnesota Statutes 1961, Chapter 15, as amended, is amended by adding a section thereto to read:

[15.38] United Fund; payroll deductions. *Subdivision 1. As used in this section, "United Fund" means the organization conducting the single, annual, consolidated effort to secure funds for distribution to agencies engaged in charitable and public health, welfare, and service purposes, which is commonly known as the United Fund, or the organization which serves in place of the United Fund organization in communities where an organization known as the United Fund is not organized.*

Subd. 2. The state auditor, upon the written request of a state officer or employee, may deduct each payroll period from the salary or wages of the officer or employee the amount specified

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