

CHAPTER 314.

H. F. No. 283.

An act requiring railroad companies or corporations to provide cabooses on freight trains with toilet rooms, and to provide a penalty for the failure thereof.

Railroad companies.

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

SECTION 1. Every individual, company or corporation owning, managing or operating, or who may hereafter own, manage or operate, any railroad or part of a railroad over bridges or through tunnels, as well as elsewhere in this state, who carry passengers or whose duty it is to carry livestock or emigrants as a common carrier, are hereby required to furnish to all shippers of livestock, having the right to accompany the same, and to emigrants a caboose or other suitable car for the transportation of such shipper or shippers.

Must provide suitable caboose to shippers and emigrants.

Provided, that all such cabooses or cars on all such trains shall be furnished with a toilet room for the accommodation of passengers.

Caboose to be furnished with toilet room.

Any railroad company or corporation doing business in this state failing to comply with the requirements of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not less than one hundred (100) dollars for each day's negligence or failure to comply with the requirements of this act.

Failure to comply; penalty.

SEC. 2. It is hereby made the duty of the county attorney of the several counties of this state to prosecute all violations of this act.

Duty of county attorney to prosecute.

SEC. 3. This act shall take effect and be in force from and after September first (1st), eighteen hundred and ninety-nine (1899).

Approved April 20th, 1899.

CHAPTER 315.

H. F. No. 571.

An act to enable counties, towns, cities and villages of this state to use automatic ballot machines at all elections therein.

Elections; use of automatic ballot machines.

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

SECTION 1. The board of county commissioners of any county within this state may, at any regular or special meeting called for that purpose, provide for the use of au-

County boards and city councils empowered to put same into use.

automatic ballot machines in such county or in one or more precincts thereof at all elections held therein; and it shall be lawful for the common council of any city or the board of trustees of any incorporated village within this state by a two-thirds (2/3) vote to determine upon the use of automatic ballot machines at all elections to be held within such city or incorporated village, or in one or more precincts thereof; and it shall be lawful for the supervisors of any town within this state to determine upon the use of automatic ballot machines at all elections to be held within such town; and thereupon such ballot machine shall be used for the purpose of voting for all public officers to be elected by the voters of such county, city, village or town, or part, precinct or precincts thereof, for which the same shall have been adopted, and upon all constitutional amendments or propositions or questions which may be lawfully submitted to such voters, and for registering and counting the ballots cast at such elections.

Not compulsory at election of school officers.

Not to be used unless absolute secrecy of ballot is assured.

But nothing in this act contained shall be construed as compelling the use of any ballot machines at any elections of school officers in any city, village or town at which no other public officer is to be elected.

Provided, however, that no automatic ballot machine shall be adopted or used within this state at any election held for the purpose of electing any public officer unless such ballot machine is so constructed and operated as to insure the absolute secrecy of each voter's ballot, and provided with mechanism which will automatically keep an accurate numerical register and count of all the votes cast at any election wherein such machine may be used, and which will also conceal and keep from view the number of ballots cast for any and all candidates balloted for, from the opening of the polls to the closing thereof.

Duty of officers to give rules for use of same.

SEC. 2. In case any county, city, incorporated village or town within this state shall, through its proper officers, determine upon the use of any such ballot machines, to be used at any election occurring therein, it shall be the duty of the chairman or presiding officer of said board of county commissioners, common council, village trustees or town supervisors to call a meeting of such boards, common council or supervisors not less than ninety (90) days preceding such election, for the purpose of prescribing and making, and it shall be the duty of such boards, common council or supervisors to prescribe, make and publish, at the same time and in the same manner as under the existing laws election notices are published, suitable rules and regulations for the use of such automatic ballot machines at elections; such rules and reg-

ulations so prescribed by said boards, common council or supervisors shall be submitted to and approved by the attorney general of this state before they are published and carried into effect.

SEC. 3. No ballot clerks shall be employed in any county, city, village or town election district wherein automatic voting machines are used at any election; and no more than three (3) judges of election shall be appointed or employed for a compensation in any town, village or city precinct wherein such ballot machines are used at any election, and no other person or persons shall be authorized to act in any capacity as election officers in such election precinct.

Only three judges of election to be appointed when machine is used.

SEC. 4. All election officers are hereby charged with the proper carrying out of the necessary regulations prescribed for the use of any automatic ballot machines provided in their respective town, village or city precinct.

Duty of election officers.

SEC. 5. All laws and parts of laws now in force within this state which relate to state, county, city, village and town elections and defining the powers and duties of election officers so far as applicable to the use of automatic voting machines, shall remain in full force and effect; and all laws and parts of laws inconsistent herewith shall be suspended in each county, city, village, town or precinct wherein such ballot machines are used, so long as the same shall be used therein; and nothing in this act contained shall be construed as repealing any existing laws, or authorizing any deviation or omission therefrom, except as provided for or set forth therein.

Application of prior laws.

SEC. 6. Any violations of the provisions of this act or any willful attempt to injure or render ineffectual any such automatic ballot machine provided in accordance with the provisions of this act shall be deemed a misdemeanor.

Willful injury to machine a misdemeanor.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 20th, 1899.

CHAPTER 316.

H. F. No. 397.

An act for the relief of Joseph McKnight for personal injuries sustained while a patient in the Rochester hospital for the insane at Rochester, Minnesota, during A. D. eighteen hundred and ninety-five (1895), and to appropriate money therefor.

Joseph McKnight; relief of.

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