

But if any reporter be appointed in two or more districts he may reside in any of the same.

Sec. 2. This act shall take effect and be in force from and after the first day of May, 1909.

Approved April 8, 1909.

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CHAPTER 169.—H. F. No. 1176.

*An Act to amend Chapter 120 of the Laws of Minnesota for the year 1909, the same being entitled "An act to amend Chapter 96, General Laws 1905, relating to the audit of claims and the payment from certain funds in the state treasury," approved March 27, 1909.*

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

**State auditor may audit and pay twice a month.**—Section

1. That section two (2), chapter 120, General Laws, 1909, be and the same is hereby amended so as to read as follows:

Section two (2). All claims against the state for salaries and expenses, payable from any of the funds enumerated in section one (1) hereof, and other like salaries and expenses not enumerated herein, may be audited and paid by the state auditor twice a month.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 8, 1909.

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CHAPTER 170.—S. F. No. 465.

*An Act authorizing the Board of Freeholders appointed to frame charters for cities under the provisions of Sections 748 to 755 inclusive. Revised Laws 1905, to incorporate in such charters provisions for a commission form of City Government, and to provide non-partisan primaries and elections for all municipal officers, and to provide for the adoption of the commission form of government by amendment of such city charters.*

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

**Commission form of city government.**—Section 1. That the board of freeholders appointed under the provisions of sections 748 to 755, inclusive. Revised Laws, 1905, of the state of Minnesota, and the amendments thereof, are hereby authorized

and empowered, in addition to all powers now granted to any such board of freeholders, to incorporate as part of the proposed charter for any city the commission form of city government, and to provide that all elective city officers, including mayor and members of the council, shall be elected at large or otherwise.

**Officers, how nominated and elected.**—Sec. 2. Such board of freeholders may also provide in such proposed charter that all candidates to be voted for at all general municipal elections shall be nominated by a primary election, and that no other names shall be placed upon the ballot to be voted upon at such election, except the names of those elected in the manner which may be prescribed by such charter; and such charter may provide for a primary election to be held at such time as may be fixed preceding the general municipal elections, and that the judges of election for the general municipal election shall be the judges of the primary election, and may provide in what manner any person desiring to become a candidate for any elective municipal office may become a candidate for nomination at such primary election, and may provide for the publication of statements and petitions of candidates, the form of the primary election and municipal election ballots and for publication thereof, and may provide that there shall or shall not be any party designation or mark indicating that any candidate is a member of any party whatsoever, whether on said primary election ballot or upon said municipal election ballot, and may make provisions with reference to the printing, delivery and authentication of ballots and for the counting and canvass of results of such primary election or municipal election.

**Distribution of administrative powers.**—Sec. 3. Such board of freeholders may also provide that the administrative powers, authority and duties in any such city shall be distributed into and among departments and may provide that the council may determine the powers and duties to be performed by and assign them to the appropriate department and determine who shall be the head of each department and prescribe the powers and duties of all officers and employes thereof, and may assign particular officers or employes to perform duties in two or more departments, and make such other rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the city.

**Powers of mayor and council.**—Sec. 4. Said board of freeholders may incorporate in such charter provisions defining the powers and duties of the mayor and each member of the council, and may provide that each member of the council shall perform such administrative duties as may be designated in such charter.

**Re-call and removal of officer.**—Sec. 5. Such board of freeholders may also provide for the re-call of any elective municipal officer and for his removal by vote of the electors of such city, and may also provide for submitting ordinances to the council by petition of the electors of such city and for the repeal of ordinances in like manner; and may also provide that no ordinance passed by the council except an emergency ordinance shall take effect within a certain time after its passage, and that if, during such time, a petition be made by a certain percentage of the electors of the city protesting against the passage of such ordinance until the same be voted on at an election held for such purpose, and then such ordinance to take effect or not as determined by such vote.

**Provisions of charter validated.**—Sec. 6. The provisions of any charter of any such city adopted pursuant to this act shall be valid and shall control as to nominations, primary elections and elections for municipal offices, notwithstanding that such charter provisions may be inconsistent with any general law relating thereto, and such general laws shall apply only in so far as consistent with such charter.

**Submission of amendments.**—Sec. 7. Nothing in this act contained shall be held to abridge, impair or diminish the right of electors in any city now having or which shall hereafter have such a board of freeholders and a home rule charter, to require the submission of amendments to the charter of such city, as provided in section 756 of the Revised Laws of 1905, but, in addition to the provisions of said section 756, five (5) per cent of the electors may, by petition, as provided in said section 756, require the submission of amendments to such charter, embodying the commission plan of government, in whole or in part, as more particularly described and set forth in sections 1, 2, 3, 4, 5 and 6 of this act.

Sec. 8. This act shall take effect and be in force from and after its passage.

Approved April 10, 1909.