

Three (3) copies to each Member of the Senate and House, two (2) copies to each employee of the two (2) Houses, two copies to each State officer in the capital and their clerks, two (2) copies to each State institution, ten (10) copies to the State Library and Historical Society each, two (2) copies to the Judges of Supreme and District Courts.

How and to whom distributed.

The balance shall be kept by the Secretary of State, who shall at the commencement of each session distribute to the members of the Legislature at the opening of the session *one hundred and fifty (150) copies, the balance to be kept for exchange.*

One copy of such Manual for each State officer and their clerks, and each member of the Senate and House and the employees thereof, shall be bound in morocco and be lettered with the name of the person entitled to receive it.

Binding.

SEC. 3. There is hereby biennially appropriated out of any money in the State Treasury not otherwise appropriated, belonging to the general fund, an amount sufficient for the expenses authorized by this act, not exceeding the sum of one thousand dollars (\$1,000).

SEC. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved March, 7, 1881.

CHAPTER 116.

AN ACT RELATING TO THE ORGANIZATION AND TO PROMOTE THE EFFICIENCY OF THE UNIFORMED MILITIA OF THE STATE OF MINNESOTA.

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

SECTION 1. The uniformed militia of this State and such volunteers as shall hereafter enlist therein shall constitute the national guard of the State of Minnesota. The aggregate force of the same, in time of peace, fully uniformed, armed and equipped, shall not exceed ten (10) companies of infantry, two (2) troops of cavalry and two (2) sections of light artillery: but the Commander-in-Chief shall have power, in case of war, insurrection or invasion, or imminent danger thereof, to increase said force beyond the limit aforesaid, and to organize the same as the exigencies of the service may require.

Number authorized.

Muster roll.

The Adjutant General shall cause to be prepared a proper muster roll, which shall be signed by every member of each company, troop or section, now or hereinafter to be organized; and said rolls when so signed shall be returned to his office.

SEC. 2. In case the Commander-in-Chief shall deem regimental or battalion organizations of said national guard advisable, he shall designate what companies shall compose the same respectively, and shall order an election of the field and staff officers thereof.

Election of officers.

All elections of general and field officers, when necessary, shall be ordered by the Commander-in-Chief. All elections of line officers of a regiment or battalion, after the same is organized, shall be ordered by the commandant thereof; and all elections in unattached companies shall be ordered by the commandants of the same respectively.

Who are entitled to vote.

Field officers of the regiments, battalions, brigade or division, if any such be created, shall be entitled to vote at the election of general officers; the field officers of a regiment or battalion and the line officers of the companies composing such regiment or battalion shall be entitled to vote at the election of the field officers thereof, and all officers, non-commissioned officers, musicians and privates of a company, troop or section shall be entitled to vote at the election of the commissioned officers of the company, troop or section of which they are members. All elections shall be by written or printed ballot, and every person entitled to vote at any election shall be previously duly notified of the time and place at which the same is to be held.

Ballots.

Commissions.

All officers elected as aforesaid shall be commissioned by the Commander-in-Chief, unless they are incompetent or otherwise unacceptable to him, in which case a new election shall be ordered as aforesaid.

All non-commissioned officers of regiments or battalions shall be appointed by the warrant of the commandant of the same, countersigned by the Adjutant of said regiment or battalion, and all non-commissioned officers of companies shall be appointed by the commandants of their respective companies.

How companies shall be organized.

SEC. 3. A company of infantry or troop of cavalry shall consist of a Captain, a First Lieutenant, a Second Lieutenant, five (5) Sergeants, six (6) Corporals, two (2) musicians, and not less than thirty (30) nor more than sixty (60) privates. A section of artillery shall consist of such officers and men as the Commander-in-Chief may order.

Constitution and by-laws.

SEC. 4. Every uniformed company may make a constitution and by-laws for its government, which shall be binding upon its members; *provided that the same shall not conflict with the militia laws of this State, or with the rules and regulations governing the militia thereof.*

A copy of such constitution and by-laws, properly attested by the Captain or President and Secretary of such company, shall be competent evidence of the provisions thereof, in any action or proceeding in any court of this State.

SEC. 5. Such company shall have full power and authority to prescribe in said constitution and by-laws dues to be paid by its members, and fines and penalties to be imposed upon them for failure or neglect to perform their duties as such members, and for disobedience of orders or acts of insubordination, or acts prejudicial to military discipline.

Dues, fines and penalties.

Such company shall have and is hereby granted full power and authority to sue for and recover in its company name, in any court of competent jurisdiction in this State, any and all dues which may be owing it under its said constitution and by-laws from any member thereof. And said court shall proceed and shall issue its processes for the collection of said dues as in other civil actions.

Powers.

The certificate of the Adjutant General that said company is a duly organized company of the national guard of the State of Minnesota shall be competent and conclusive evidence, in any court of this State, of the organization of said company and of its authority to sue thereunder.

In case any member of such company shall have incurred any of the fines and penalties prescribed in said constitution and by-laws by reason of his failure or neglect to perform his duty as a member of said company, or by disobedience of orders or by acts of insubordination, or conduct prejudicial to military discipline, such failure or neglect is hereby declared to be a misdemeanor, and the commandant, or other proper officer of such company, shall make complaint against such member before any justice of the peace, or any court of competent jurisdiction within the county in which such member of such company may reside. Said justice, or court, shall thereupon proceed to hear and determine said complaint and matter in the same manner as in the trial and hearing of cases of misdemeanor under the laws of this State. Such member shall, upon conviction of such misdemeanor, be punished by a fine not exceeding ten dollars (\$10), together with the costs of such proceeding, and shall be committed to the county jail of said county until said fine and costs are paid, for a period not to exceed ten (10) days.

Misdemeanors etc.

Said complaint shall be made and proceedings taken thereunder in the name of the State of Minnesota, but without cost to said State; and all fines paid thereunder shall be paid into the treasury of such company for the benefit of its military fund.

SEC. 6. Every company of the National Guard of this State shall have at least two company drills or parades in each month of each year, and the Commander in Chief may order any company or companies into camp for a period not to exceed five (5) days in each year, if deemed advisable by

Drills.

Rules and regulations.

him. He may also provide such rules and regulations for rifle practice by the National Guard of this State as he may deem necessary and proper.

Uniforms, arms, etc., not liable to attachment.

SEC. 7. The uniform, arms and equipments of any member of the uniformed militia of this State shall not be liable to attachment or sale on any final process of any court of this State; and he shall not be arrested while going to, remaining at, or returning from any place at which he may be required to attend for the performance of military duty. Every such member who shall have served therein for two (2) successive terms of three (3) years each, and shall have been thereafter honorably discharged, shall forever after be exempt from jury duty.

Annual compensation.

SEC. 8. There shall be annually paid from the treasury of the State for the use of each company, troop or section of said national guard, as herein constituted, the sum of seven dollars (\$7) for each active member thereof, the aggregate amount of such payments, however, not to exceed the sum of three hundred dollars (\$300) per annum for each of said companies, troops or sections. *Provided*, that each troop of cavalry and section of artillery shall be entitled to the same allowance for each horse actually used by it for military purposes in such troop or section as is allowed for each member of the same; said allowance for horses, however, not to exceed the additional sum of three hundred dollars (\$300) per annum for each troop or section aforesaid.

How paid and accounted for.

The money so paid shall be used only for the purchase of uniforms, the expense of armory and care of arms, the hire and use of horses, and for the other necessary military expenses of the company, troop or section receiving the same.

Said money shall be paid to the Treasurer of said company, troop or section (or to such other person as may be designated in the requisition herein provided for) upon the requisition of the commandant of said company, troop or section, made upon the Adjutant General therefor, and accompanied by the certificate or return of said commandant as to the number of men in said company, troop or section performing active duty therein, and the number of horses actually used for military purposes in said troop or section.

Bond of treasurer of company.

The Adjutant General shall thereupon certify to the State Auditor the amount of money which such company, troop or section is entitled to receive under the provisions of this act, and said Auditor shall thereupon draw his warrant on the State Treasurer for said amount in favor of said company, troop or section, or of the person so designated in said requisition, and the same shall be paid by said Treasurer upon the presentation of said warrant properly endorsed. The Treasurer of said company, or other person so receiving said moneys, shall give bond to said company, troop or section for the safe keeping and disbursement thereof.

SEC. 9. That whenever the militia of the State, or any portion thereof, shall be called into actual service by the Governor, each and every officer and enlisted man so called into such service, and who shall respond thereto, shall have and receive for such service the sum of two dollars (\$2) per day for the time he shall be engaged in such service, including the time of going to and returning from the place of such service, to be paid from the treasury of the State upon the requisition of the Governor.

Compensation when in actual service.

SEC. 10. There is hereby appropriated out of any moneys in the State treasury belonging to the general fund, the sum of five thousand dollars (\$5,000) per annum, or so much thereof as may be necessary, for the purpose of carrying out the provisions of this act. But no indebtedness shall be created hereunder in excess of the appropriation herein made.

Amount appropriated.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved February 28, 1881.

CHAPTER 117.

AN ACT RELATING TO TOWN INSURANCE COMPANIES.

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

SECTION 1. Any insurance company heretofore or hereafter organized under chapter eighty-three (83) of the General Laws of one thousand eight hundred and seventy-five (1875), entitled "An act authorizing the formation of town insurance companies," may, at any regular annual meeting of its members; by a majority vote of those present, amend its articles of association so as to include in its organization other adjoining towns within the county not already included therein. Companies already organized, embracing towns in two (2) or more adjoining counties, may annex not to exceed three (3) adjoining towns from any county adjoining the county in which the business office of the company is located. Amended articles of association must be signed, executed, approved and filed the same as original articles.

Articles of incorporation may be amended.

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

Approved March 3, 1881.