

H. F. No. 10.

CHAPTER 39.

Railroad and
warehouse
commission;
amendment.

An act to amend section nine (9) of chapter ten (10) of the general laws of eighteen hundred and eighty-seven (1887), as amended by chapter ninety-one (91), of the general laws of eighteen hundred and ninety-five (1895), relating to the railroad and warehouse commission of the State of Minnesota, and providing for the appointment and the election of the members of such commission.

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

Subdivision
A, Sec. 9, C.
10, Laws 1887,
amended.

SECTION 1. That subdivision "A" of section nine (9) of chapter ten (10) of the General Laws of eighteen hundred and eighty-seven (1887) be and the same is hereby amended so as to read when amended as follows:

Three commis-
sioners to be
elected in 1900.

Section nine (9) (a 1). There shall be elected at the general election in November, nineteen hundred (1900), three (3) railroad and warehouse commissioners, two (2) of whom shall hold their offices for four (4) years and one (1) of whom shall hold his office for two (2) years, and until their successors are elected and qualified, and whose terms of office shall commence on the first (1st) Monday in January next succeeding their election. Thereafter and at each general election next preceding the expiration of the term of office of each commissioner his successor shall be elected but for the term of four (4) years, and until his successor is elected and qualified, and whose term of office shall commence on the first (1st) Monday in January next succeeding his election.

Persons so
elected to be
railway and
warehouse
commission.

The three (3) railroad and warehouse commissioners so elected when duly qualified and entered upon the duties of their offices shall compose and constitute a commission hereby created and established to be known as the "Railroad and Warehouse Commissioners of the State of Minnesota."

Political con-
ventions may
nominate.

A 2. Every political state convention that has been legally called to nominate state officers which shall desire to place in nomination candidates for the offices of railroad and warehouse commissioners shall nominate candidates for said offices in the same manner as candidates for other state offices are nominated.

Subdivision
"b," Sec. 9,
C. 10, Laws
1887, amended.

SEC. 2. That subdivision "b" of section nine (9) of chapter ten (10) of the General Laws of one thousand eight hundred and eighty-seven (1887), as amended by section two (2) of chapter ninety-one (91) of the General Laws of one thousand eight hundred and ninety-five (1895) be

and the same is hereby amended so as to read when amended as follows:

(b) Until the three (3) railroad and warehouse commissioners are elected and enter upon the duties of their offices, the railroad and warehouse commission shall remain as at present. *Provided*, that the term of appointment of no member thereof shall be extended, but that upon the expiration of any such term the governor shall appoint a successor as at present authorized by law to serve for a term ending with the election and qualification of the railroad and warehouse commissioners as is hereinbefore in this section provided.

Commissioners to remain as at present until election in 1900.

Any commissioner so appointed may be removed by the governor for inefficiency, neglect of duty or malfeasance in office.

Commissioner; how removed.

The said commissioners, whether elected or appointed, shall not while holding office under this act, be interested in any stock or bonds of any common carrier, or in any contract for the construction, repair, or maintenance of any railroad, or accept any retainer or employment from any common carrier under the jurisdiction of said commissioner. No vacancy in the commission shall impair the right of the remaining commissioners to exercise all the powers of the commission.

Not to be interested in railroad.

SEC. 3. That subdivision "c" of section nine (9) of chapter ten (10) of the General Laws of one thousand eight hundred and eighty-seven (1887) be and the same is hereby amended so as to read when amended as follows:

Subdivision "c," Sec. 9, C. 10, Laws 1887, amended.

(c) Vacancies caused by removal, resignation, or other cause, shall be filled by the governor and the person chosen to fill a vacancy shall be appointed by the governor only for the unexpired term of the commissioner whom he shall succeed."

Vacancies, how filled.

SEC. 4. That subdivision "c" [e] of section nine (9) of chapter ten (10) of the General Laws of one thousand eight hundred and eighty-seven (1887), be and the same is hereby amended by inserting the words, "or elected," after the word "appointed" in the first line of the said subdivision.

Subdivision "c," Sec. 9, C. 10, Laws 1887, amended.

SEC. 5. All acts and parts of acts inconsistent herewith are hereby repealed.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 6, 1899.