

structing or aiding in the construction of roads, or for ditching or draining lands or roads, other than the appropriations made during the session of the legislature of the year nineteen hundred and one (1901), for which proper certificates shall not have been filed with the state auditor by the several committees, boards or persons having charge of the construction of the same on or before December first (1st), nineteen hundred and one (1901), shall then terminate and be hereby repealed, and the several sums therein appropriated shall revert to and be available to the internal improvement fund, to be paid out for appropriations made under this act.

Former acts repealed, and appropriations revert to this fund.

SEC. 84. This act shall take effect and be in force from and after its passage.

Approved, April 13, 1901.

CHAPTER 310.

H. F. No. 150.

An act to provide for limiting the hours of daily service of laborers, workmen and mechanics employed upon public works or of work done for the State of Minnesota, providing for the insertion of certain stipulations in contracts of public works; imposing penalties for violation of the provisions of this act, and providing for the enforcement thereof.

Eight hours to constitute a day's labor on state work.

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

SECTION 1. The service of all laborers, workmen and mechanics employed upon any public works of, or work done for the State of Minnesota, whether said work is done by contract or otherwise, shall be, and is hereby limited, and restricted to eight hours in any one calendar day; and it shall be unlawful for any officer of the state, or any person acting for or on behalf thereof, or any contractor or sub-contractor for any part of any public works of, or work done for such state, or any persons, corporation, or association whose duty it shall be to employ or to direct and control the services of such laborers, workmen or mechanics, or who has in fact the direction or control of the services of such laborers, workmen or mechanics to require or permit them or any of them to labor more than eight hours in any one calendar day and except in cases of extraordinary emergency caused by fire, flood or danger to life and property, and except to work upon public, military or naval works or defenses in

Upon public works, or work of any kind, whether on contract or otherwise.

Emergencies excepted.

time of war, except in cases of employment of labor in agricultural pursuits, *provided* that nothing herein contained shall be construed to apply to the employment of labor on work now in progress, whether contracted for or not.

Contracts to contain stipulation for eight hours.

Penalty for violation.

SEC. 2. Each and every contract to which the State of Minnesota is hereinafter a party, and every contract made for, or on behalf of the said state, which contract may involve the employment of laborers, workmen or mechanics, shall contain a stipulation that no laborer, workman or mechanics in the employ of the contractor or any sub-contractor doing or contracting to do any part of the work contemplated by the contract, shall be required or permitted to work more than eight hours in any one calendar day, except in cases of extraordinary emergency caused by fire, flood or danger to life or property, and except to work upon public, military or naval work, or defenses in time of war, and except in cases of employment of labor in agricultural pursuits, and each and every such contract shall stipulate a penalty for such violation of the stipulation directed by this act, of ten (10) dollars for each laborer, workman or mechanic, for each and every calendar day in which he shall labor more than eight hours, and the inspector or officer, or person whose duty it shall be to see that the provisions of any such contract are complied with, shall report to the proper officer of such state, all violations of the stipulation in this act, provided for in each and every such contract, and the amount of the penalties stipulated in any such contract shall be withheld by the officer or person whose duty it shall be to pay the moneys due under such contract, whether the violations for which such penalties were imposed by contractor, his agents or employes, or any sub-contractor, his agents or employes, no person, on behalf of the State of Minnesota shall rebate or permit any penalty imposed under any stipulation herein provided for, unless upon a finding which he shall make up and certify that such penalty was imposed by reason of an error of fact. Nothing in this act shall be construed to authorize the collection of said penalty from the state. This act shall not apply to any contract work done for any town or county in this state.

Penalty for state officer.

SEC. 3. Any officer of the State of Minnesota, or any person acting for, or on behalf thereof, who shall violate the provisions of this act shall be deemed guilty of a misdemeanor, and be subject to a fine or imprisonment, or both, at the discretion of the court, the fine not to ex-

and five hundred dollars (\$500), nor the imprisonment more than one year. Nothing in this act shall be construed to apply to work or labor in constructing or repairing roads or highways.

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 April 13, 1901.

CHAPTER 311.

H. F. No. 153.

An act for the relief of James Carney, and to appropriate money therefor.

\$1,000 for relief of James Carney.

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

SECTION 1. That the sum of one thousand (1,000) dollars be, and the same is hereby appropriated out of any money in the state treasury not otherwise appropriated, for the relief of James Carney, a discharged prisoner, who, on the 19th of April, 1899, while an inmate of the State Prison, and engaged in the performance of his duties therein, was injured by having his right arm so mangled by being caught in one of the twine making machines in use in said prison, that amputation at the shoulder was necessary.

SEC. 2. That the said sum of one thousand dollars be paid to said James Carney upon warrants drawn by the state auditor upon the state treasurer in monthly installments of eight dollars per month until all is paid.

Provided, that it being shown to the state auditor that said James Carney is again convicted of crime or is not living the life of a law abiding citizen, he shall not issue a warrant as provided in this section, and that upon such showing, this act shall become null and void.

SEC. 3. This act shall take effect and be in force on and after its passage.

Approved April 13, 1901.