

under the supervision of the commission are required to furnish to the commission on *June 30th* of each year, unless further time be granted by the commission, and at such other times as the commission may require, a detailed statement showing changes in the physical conditions of its properties in this state and the elements of cost entering into such changes in both debits and credits of such property, and the distribution of the debits and credits, whether charged to operating or capital accounts, verified by the president, chief engineer, general auditor or comptroller, in such manner and form as the commission may prescribe, covering the year ending *December 31st* next preceding.

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

Approved February 14, 1917.

CHAPTER 23—S. F. No. 225.

An act to amend Chapter 536 of the General Laws of Minnesota for 1913, prescribing the maximum rate to be charged for the transportation of passengers and his or her ordinary baggage upon the railroads within the State of Minnesota, and providing for the enforcement of the same and the penalties for the violation thereof, eliminating from the first section thereof the provision giving the right to charge three cents (\$.03) per mile for a distance not exceeding five miles.

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

Section 1. Repealing the law giving the right to certain railroad companies to charge 3 cents per mile for the first five miles of passenger traffic and fixing a flat rate of 2 cents per mile.—That Section 1 of Chapter 536 of the General Laws of Minnesota for 1913, be and the same is hereby amended so that said section shall read as follows:—

Section 1. No railroad company owning, operating, or using a line of railroad within, or partly within the state of Minnesota shall charge, collect or receive as compensation for transporting any passenger and his or her ordinary baggage, not exceeding in weight one hundred fifty (150) pounds any sum or amount in excess of the following prices, viz.: for all distances for all companies *the gross earnings of whose passenger trains, as reported to the railroad and warehouse commission in the then last report thereon, equalled or exceeded the sum of one thousand two hundred dollars per mile for each mile of road operated by said company, on which regular passenger service is maintained, as hereinafter provided, two cents per mile, and for all companies whose earnings reported as aforesaid were less than one thousand two hundred dollars per mile of road*

operated by said company, three cents per mile: Provided, that in the future, whenever the earnings of any company doing business in this State, as reported to the railroad and warehouse commission at the close of any year, shall increase so as to equal or exceed the sum of one thousand two hundred dollars per mile of road operated by said company, then in such case said company shall thereafter, upon the notification of the railroad and warehouse commission, be required to only receive as compensation for the transportation of any passenger, his or her ordinary baggage, not exceeding in weight one hundred fifty (150) pounds, a rate of only two cents per mile as hereinbefore provided. Provided further, that in computing the passenger earnings per mile of any company the earnings and the mileage of all branch roads owned, leased, controlled or occupied by such company, exclusive of all spurs and branches over which such company does not operate each way daily, except Sunday, at least one passenger train, or mixed train having at least two passenger coaches or one passenger coach and baggage car, shall be included in the computation, and the rate of fare shall be the same on all lines owned, leased, controlled or occupied by such company: Provided further, that no company shall charge, demand or receive any greater compensation per mile for transportation of children of the age of twelve years or under than one-half of the rate herein prescribed: Provided further, that any railroad company may charge a minimum fare of five cents for each passenger transported over its road, whenever cars are propelled or moved by motive power other than steam: The provisions of this section shall apply to all railroad companies operating lines of railroad in this State.

Approved February 14, 1917.

CHAPTER 24—H. F. No. 75.

An act to amend Section 4362 of the Revised Laws of Minnesota for 1905, as amended by Chapter 245 of the General Laws of 1913 and Chapter 31 of the General Laws of 1915, relating to judgment notwithstanding the verdict or disagreement.

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

Section 1. **Court permitted to direct verdict notwithstanding that Jury has disagreed and been discharged.**—That Section 4362 of the Revised Laws of Minnesota for 1905, as amended by Chapter 245 of the General Laws of 1913, and as again amended by Chapter 31 of the General Laws of 1915, be and the same is hereby amended so that said section shall read as follows:

Section 4362. When, at the close of the testimony, any