

secure some other judge of the same or another district to preside at the trial of such cause or hearing of the motion, demurrer or order to show cause, and shall continue the cause on the calendar until such judge can be present. In criminal actions such affidavit may be made and filed with such judge by the defendant not less than two days before the expiration of the time allowed him by law to prepare for trial, and in either of such cases such presiding judge shall be incapacitated to try such cause: Provided, that in criminal cases such judge, for the purpose of securing a speedy trial, may, in his discretion, change the place of trial to another county.

Approved March 24, 1919.

CHAPTER 93—H. F. No. 161.

An act making seditious and disloyal acts, language and propaganda unlawful.

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

Section 1. **False reports declared unlawful.**—It shall be unlawful when the United States is at war, from and after the passage of this act, for any person within the confines of this state wilfully to make or convey false reports or false statements with intent to interfere with the operation or success of the military or naval forces of the United States or of this state, or to promote the success of the enemies of the United States, or wilfully to make or convey false reports or false statements, or say or do anything, except by way of bona fide and not disloyal advice to an investor or investors, with intent to obstruct the sale by the United States of bonds or other securities of the United States, or the making of loans by or to the United States.

Sec. 2. **Insubordination, etc., declared unlawful.**—It shall be unlawful when the United States is at war for any person within the confines of this state wilfully to cause or attempt to cause, or incite or attempt to incite, insubordination, disloyalty, mutiny, or refusal of duty in the military or naval forces of the United States or of this state, or wilfully to obstruct or attempt to obstruct the recruiting or enlistment service of the United States or of this state.

Sec. 3. **Other acts declared unlawful.**—It shall be unlawful when the United States is at war for any person within the confines of this state wilfully to utter, print, write or publish any disloyal, profane, scurrilous, or abusive language about the form of government, or the constitution, or the military or naval forces, or the flag, or the uniform of the army or navy, whether of the United States or of the state of Minnesota, or any language intended to bring the form of government, or the constitution, or the military

or naval forces, or the flag, or the uniform of the army or navy, whether of the United States or of the state of Minnesota, into contempt, scorn, contumely, or disrepute, or wilfully to utter, print, write or publish any language intended to incite, provoke, or encourage resistance to the United States or the state of Minnesota, or to promote the cause of its enemies, or wilfully to display the flag of any foreign enemy, or wilfully by utterance, printing, writing, publication or language spoken, urge, incite or advocate any curtailment of production in this country of any thing or things, product or products necessary or essential to the prosecution of the war in which the United States may be engaged, with intent by such curtailment to cripple or hinder the United States in the prosecution of the war; and it shall be unlawful for any person wilfully to advocate, teach, defend or suggest the doing of any of the acts or things in this section enumerated; and it shall be unlawful for any person within the confines of this state, by word or act, to support or favor the cause of any country with which the United States is at war; or by word or act to oppose the cause of the United States therein.

Sec. 4. **Punishment.**—Any person violating any provision of this act shall be punished by a fine of not more than \$10,000 or imprisonment in the state prison or the county jail for not more than twenty years, or both.

Sec. 5. **Superseding chapter 463, Laws of 1917.**—This act shall supersede the provisions contained in chapter 463, Laws of Minnesota, 1917, as to all offenses committed subsequent to the passage hereof, but shall not affect offenses heretofore committed in violation of the provisions of that act or prosecutions therefor or hereafter instituted.

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

Approved March 26, 1919.

CHAPTER 94—H. F. No. 467.

An act to amend Section 8873, General Statutes, 1913, relating to the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same.

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

Section 1. **Intent to defraud in case of issuing checks where insufficient funds are deposited.**—That section 8873, General Statutes, 1913, be and the same is hereby amended so as to read as follows:

8873. Any person who with intent to defraud shall make or draw or utter or deliver any check, draft or order for the payment of money upon any bank or other depository, knowing at the time