

his deputies as compensation for the preceding month; also the items and amounts of all expenses necessarily incurred by him in the performance of his duties, including the cost of blanks, stationery, postage, travel and instruments furnished for testing and branding oils and such salaries and expenses, being duly audited, shall be paid by the State."

Sec. 2. **Effective July 1, 1927.**—This Act shall take effect and be in force from and after July 1, 1927.

Approved April 25, 1927.

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CHAPTER 436—S. F. No. 233

*An act relating to claims of employees of the State of Minnesota, except the Highway Department, for compensation under Chapter 82, Laws of Minnesota for 1921, commonly known as the "Workmen's Compensation Act" and to provide for payment of such claims.*

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

Section 1. **Application.**—This act shall apply to all employees of the State of Minnesota employed in any department thereof, except the Highway Department, whose employees are already provided for by Chapter 242 Laws of 1923, and wherever in this act the terms "heads of departments" or "employees of the State of Minnesota" are mentioned it is understood that said Highway Department and the employees thereof are excepted and nothing in this act shall be construed as modifying, amending or repealing Chapter 242, General Laws of 1923.

Sec. 2. **Department heads to report to Industrial Commission.**—The head of every department of the State of Minnesota shall report to the Industrial Commission of Minnesota any accident which may occur to any person in the employment of the State of Minnesota in such department in the same manner and upon the same conditions as prescribed in Section 32, Chapter 82, Laws of 1921, relating to reports of employers, except that such report need not contain any statement in relation to liability to pay compensation.

Sec. 3. **Powers of Industrial Commission.**—The Industrial Commission of Minnesota is hereby vested with the same powers and duties with reference to claims for compensation or other benefits to employees of the State as in the case of employees of other employers, and the same procedure shall govern in determining the liability of the State for compensation to employees of the State as in other cases of liability under

the Workmen's Compensation Laws of this State, except as herein otherwise provided.

**Sec. 4. Industrial Commission to make examination and report.**—Upon the filing of any such report or upon information received by the Industrial Commission of any injuries for which liability for compensation from the State may arise, it shall be the duty of the Industrial Commission to make a preliminary investigation to determine whether there is a probable liability for compensation by the State to such injured employee. The Industrial Commission may require the assistance of the head of any State department or any other employees of the State in making such investigation and shall be furnished with all facts which may appear in the records of any State department bearing upon the question of accident or injury to any such employees. The Industrial Commission shall thereupon make findings of fact as determined by such preliminary investigation and the award or other determination which the Commission may determine should be made with reference to the liability of the State for compensation, and a copy of such findings of fact and proposed award or determination shall be furnished to such injured person, the head of the department in which he is an employee, and the Attorney General, by mailing a copy thereof to each such official. Within ten (10) days after the mailing of such findings of fact, proposed award or other determination, or such further time as the Industrial Commission may fix, the injured person, head of said department, and Attorney General may file with the Industrial Commission an objection to such proposed award or determination. After such objection is filed the Industrial Commission shall reconsider such proposed award or determination and may set aside or correct any such findings, award or other determination without formal hearing. In the event that an award or other determination cannot be made in conformity with the provisions of the Workmen's Compensation Law and the approval of the injured person or other persons filing such objections without formal hearing as aforesaid, the matter shall be set down for a formal hearing and determination by the Commission as in other contested cases. If no such objections are filed, as provided herein, such proposed findings, award or other determination that the Commission shall have made upon such preliminary investigation or reconsideration aforesaid shall be final, subject to the right of the Commission to reform or modify the same as provided in the compensation laws with reference to other awards or determination of compensation claims.

**Sec. 5. Certified copy to be filed with Attorney General.**—A certified copy of the said findings and final award of the

Commission, as herein provided, shall be filed with the Attorney General and with the State Auditor, and payment of compensation or other benefits as the same may be determined by the Industrial Commission in such final award shall be paid to the persons entitled thereto by the State Treasurer upon warrants prepared and signed by the Industrial Commission and approved by the State Auditor, pursuant to said final award, out of any money appropriated for the purpose of paying such compensation claims against the State of Minnesota. Provided that it shall not be necessary to take and file receipts with the Industrial Commission for the payment of installments of compensation or other compensation benefits paid under the provisions of this act to employees of the State of Minnesota or in compliance with the final awards of the Commission herein provided.

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

Approved April 25, 1927.

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CHAPTER 437—H. F. No. 1066

*An act to amend Chapter 408, General Laws 1925, relating to fish and providing for the taking, removal and disposition of certain fish from the public waters of this state, and providing for the scientific survey and investigation of public waters of this state and appropriating money to the Game and Fish Commissioner for improving public waters and the propagation and preservation of game and fish.*

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

Section 1. **Removal of rough fish from public waters.**—That Section 1, Chapter 408, General Laws 1925, be amended so as to read as follows:

“Section 1. Whenever, after an investigation, the game and fish commissioner finds that any of the following conditions exist:

(1) That carp, buffalofish, sheepshead, dogfish, eelpout, garfish, and turtles inhabit any of the public waters of this state in such numbers as to interfere with or prevent the natural propagation of game fish therein, or that such fish inhabit any of the public waters of this state in such numbers as to destroy or substantially injure wild celery, wild rice or other aquatic plant life growing therein, or

(2) That the removal of the fish above designated and turtles will result in an improvement in the quality of such fish remaining therein and will increase the quantity thereof, or will prevent the