

Subdivision 3. No such requisition shall be made in the case of any tax-forfeited land within the limits of any city or village without the approval of the governing body thereof.

Subdivision 4. Land so requisitioned may be leased to the United States for military or naval training purposes as hereinafore provided.

Subdivision 5. Land so requisitioned, so long as used by the state or by the United States for military or naval training purposes, shall be relieved from any trust in favor of any taxing district and from any control or authority of any other public agency for any other purposes. In case the use of such land for military or naval training purposes should cease it shall revert to its status immediately prior to being requisitioned for such purposes, and shall be subject to all the conditions and incidents attached to such status.

Subdivision 6. Expenses incident to the requisitioning of land for military or naval training purposes hereunder, to the leasing of such land to the United States, and to proceedings to perfect the title to such land, if necessary, shall be payable from the appropriations hereinbefore made for acquisition of land.

Sec. 10. **Must be used solely for military purposes.**—No land or lands may be acquired, requisitioned or leased, nor may any other powers be exercised under this act unless and until the executive council has received reasonable assurance from the duly authorized representative or representatives of the federal government that such land or lands are to be used solely for military purposes.

Approved April 28, 1941.

CHAPTER 497—H. F. No. 1593

An act relating to the organization and administration of state government, appropriating money therefor, creating a legislative advisory committee, abolishing the legislative emergency committee and transferring its powers and duties, and amending Mason's Supplement 1940, Section 53-18t.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 53-18t, is hereby amended so as to read as follows:

"53-18t. Contingent appropriations—transfer from appropriation by state auditor—separate form for governor and attorney general—salary and wage schedule.—(a) There is hereby authorized one general contingent appropriation for each year of the biennium in such amount as the legislature may deem sufficient. Transfers from such appropriation to the appropriations of the various departments and agencies may be made *by the state auditor* subject to the following provisions:

(1) Transfers may be authorized by the commissioner of administration not exceeding \$2000 for the same purpose for *any* quarterly period;

(2) Transfers exceeding \$2000 but not exceeding \$5000 *may be authorized* by the commissioner of administration *with the approval* of the governor;

(3) Transfers exceeding \$5000 *may be authorized by the governor; provided, that no such transfer shall be made until the governor has consulted the legislative advisory committee hereinafter provided for and such committee has made its recommendation thereon. Such recommendation shall be advisory only. Failure or refusal of the committee to make a recommendation promptly shall be deemed a negative recommendation.*

(b) The chairman of the senate committee on taxes and tax laws, the chairman of the senate committee on finance, the chairman of the house committee on taxes and tax laws, and the chairman of the house committee on appropriations shall constitute a committee to be known as the legislative advisory committee. *The governor shall preside over the meetings of the committee but shall not be a member thereof.* If any of the legislative members elect not to serve on the committee, the house of which they are members, if in session, shall select some other member for such vacancy. If the legislature is not in session, vacancies in the legislative membership of the committee shall be filled by the last speaker of the house or, if he be not available, by the last chairman of the house rules committee, in case of a house vacancy, and by the last senate committee on committees or other appointing authority designated by the senate rules in case of a senate vacancy. The commissioner of administration shall act as secretary of the committee and shall keep a permanent record and minutes of its proceedings, which shall be made available for examination upon request of any interested citizen. The commissioner of administration shall transmit a report to the next legislature of all actions of said committee.

The members of the committee shall receive travelling and subsistence expenses in attending meetings of the committee. The sum of \$1000, or so much thereof as may be necessary, is hereby annually appropriated out of any money in the state treasury not otherwise appropriated for the travelling and subsistence expenses of members of the committee in attending meetings thereof. The committee shall meet from time to time upon the call of the governor or upon the call of the secretary at the request of three or more of its members.

(c) The provisions of this act shall not be construed to prevent the appropriation of separate contingent funds to the governor and the attorney general, or to limit the use of said funds as otherwise authorized by law.

(d) With the approval of the governor and by agreement of the heads of the departments or agencies concerned, any appointive subordinate officer or employee of a department or agency may be employed by or assigned to perform duties under another department or agency."

Section 2. Powers and duties transferred.—*All the powers and duties vested in or imposed upon the legislative emergency committee by Laws 1939, Chapter 436, are hereby transferred to, vested in, and imposed upon the governor; provided, that he shall not exercise or perform any thereof without first consulting the legislative advisory committee created by this act and securing their recommendation, which shall be advisory only. Failure or refusal of the committee to make a recommendation promptly shall be deemed a negative recommendation.*

Section 3. Same.—*All the powers and duties vested in or imposed upon the legislative emergency committee by any provisions of law other than those enumerated in Sections 1 and 2 of this act are hereby transferred to, vested in, and imposed upon the governor; provided, that he shall not exercise or perform any thereof without first consulting the legislative advisory committee created by this act and securing their recommendation, which shall be advisory only. Failure or refusal of the committee to make a recommendation promptly shall be deemed a negative recommendation.*

Section 4. Legislative emergency committee abolished.—*The legislative emergency committee is hereby abolished.*

Section 5. Effective to January 1, 1943.—*The powers and duties vested in and imposed upon the governor and the legislative advisory committee by Sections 1, 2 and 3 of this act shall cease and be of no effect on and after January 1, 1943.*

Section 6. Provisions severable.—The provisions of this act shall be severable with respect to the effect of a declaration of invalidity of any provision or application thereof.

Approved April 28, 1941.

CHAPTER 498—H. F. No. 227

An act relating to wild animals, imposing additional penalties and providing for confiscation of certain property.

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

Section 1. Spotlights, headlights, etc., prohibited.—No person, whether singly or as one of a group of persons, shall have in possession or under control unless unloaded and properly encased, or broken down any firearm or other implement whereby big game could be killed and at the same time throw or cast the rays of a spotlight, headlight or other artificial light on any highway or in any field, woodland or forest for the purpose of spotting, locating, hunting, catching, taking, killing or wounding any big game animal.

Sec. 2. Violation a misdemeanor.—Any person violating any of the provisions of this act shall be guilty of a gross misdemeanor and all motor vehicles, trailers, headlights, spotlights, guns and firearms or other contrivances and all paraphernalia used and possessed in violation hereof, are hereby declared to be a public nuisance and subject to seizure and confiscation in accordance with law and the provisions of this act.

Sec. 3. Vehicles may be seized.—All motor vehicles or trailers declared to be a public nuisance under the provisions of this act, shall be seized and held subject to the order of the district court of the county in which the offense was committed and may be confiscated after conviction, if the court shall so direct. Provided, however, that the director of game and fish, his deputy or agents, prior to any order directing confiscation, shall have made and filed with the court a separate complaint against such property, describing the same and charging the use thereof in violation of the provisions of this act, specifying substantially the time and place of such unlawful use. A copy of such complaint shall be served upon the defendant or person in charge of such property at the time of seizure, if any. If the person so arrested shall be