

penalties therefor: Provided, that no such penalty shall exceed a fine of one hundred dollars, or imprisonment in a village or county jail for a period of three months; but in either case the costs of prosecution may be added, and, in default of payment of fine or costs, the person committed may be confined in such jail until payment is made or said period has expired.

Approved March 15, 1941.

CHAPTER 71—H. F. No. 343

An act relating to water conservation and penalties for violation of the laws relating thereto, amending Mason's Supplement 1940, Section 6602-63.

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

Section 1. Law amended.—Mason's Supplement of 1940, Section 6602-63, is hereby amended to read as follows:

"6602-63. Violation a gross misdemeanor.—Any person or persons, partnership, association or corporation, public or private, that shall do or cause to be done, any act or thing contrary to or required by the provisions of this act, or that shall fail, neglect or refuse to do or cause to be done any act required by the provisions of this act; or that shall violate or fail to comply with any order of the commissioner of which due notice shall be given; or that shall violate any of the provisions of this act, shall be guilty of a *gross* misdemeanor and upon conviction thereof, shall be sentenced to pay a fine of not more than \$1,000, or, in the discretion of the court, such person or persons, or the members of such partnership or association, or the officers and directors of such corporation, public or private, may be sentenced to imprisonment for a period not exceeding one year, either or both, in the discretion of the court. In the case of the state or any agency thereof, counties, municipalities, and other political subdivisions of the state, the officials responsible for the violation shall, after hearing, be subject to removal from office by the governor of the state."

Approved March 17, 1941.

CHAPTER 72—S. F. No. 139

An act relating to constitutional amendment ballots and amending Mason's Supplement 1940 to Mason's Minnesota Statutes of 1927, Sections 601-6(7)b and 601-8(1)g.

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

Section 1. Law amended.—The 1940 Supplement to Mason's Minnesota Statutes of 1927, Section 601-6(7)b is hereby amended to read as follows:

"601-6(7)b. Secretary of State to prepare pink ballots.—The Secretary of State shall also prepare and distribute a ballot printed on pink paper, hereinafter called the 'pink ballot', upon which all propositions and questions to be voted upon throughout the state shall be so printed that the voter may conveniently indicate by a mark (x) either a negative or an affirmative answer to each. In preparing said pink ballot the Secretary of State shall apply an appropriate designation or title to each such proposition and question, which designation or title shall be approved by the attorney general, shall consist of not more than one printed line and shall be printed in bold faced type not smaller than eight-point nor larger than ten-point, in a line immediately above and preceding the proposition or question to which it shall refer. *At the head of the ballot or in some other prominent place on the ballot, there shall be conspicuously printed a notice stating in substance that if a voter fails to vote on a constitutional amendment he votes, in effect, in the negative.* Such ballots shall be deposited in a separate box, painted pink. They shall be counted, canvassed and returned as in the case of the white ballots, and the tally books and return blanks shall provide suitable columns and spaces therefor."

Sec. 2. Law amended.—The 1940 Supplement to Mason's Minnesota Statutes of 1927, Section 601-8(1)g is hereby amended to read as follows:

"601-8(1)g. Officers to provide ballot labels, diagrams, etc., for voting machines.—The same authorities as are charged with providing paper ballots when such are used shall be required to provide all ballot labels, diagrams, sample ballots, return sheets and all other necessary supplies needed for the voting machines.

"Except as provided herein all ballots (or ballot labels) shall be printed in black ink on clear white material of such size as will fit the ballot frame of the voting machine, and in as plain clear type as the space will reasonably permit. Constitutional amendment ballots (or ballot labels) shall be printed on material tinted pink and in a prominent place on such ballots, there shall be conspicuously printed a notice stating in substance that if a voter fails to vote on a constitutional amendment he votes, in effect, in the negative.

"The authorities charged with the duty of providing ballots for any polling place where voting machines are used shall provide therefor at least two sample ballots which shall be arranged in the form of a diagram showing such part of the face of the voting machine as shall be in use at that election. Such sample ballots shall be either in full or reduced size and shall contain suitable illustrated directions for voting on the voting machine. Not less than two such sample ballots shall be posted in a prominent place in the polling place and shall remain open to inspection by the voters throughout the election day."

Approved March 17, 1941.

CHAPTER 73—S. F. No. 949

An act authorizing conveyance of the old capitol building site to the Minnesota State Armory Building Commission for armory purposes, and revoking prior authorization for conveyance of said site under Laws 1937, Chapter 471, or otherwise.

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

Section 1. Governor and State Auditor to convey old Capitol site for armory purposes.—The governor and the state auditor are hereby authorized and directed to convey by proper deed in the name of the state to the Minnesota State Armory Building Commission the land owned by the state, known as the old capitol building site, bounded by Wabasha Street, Tenth Street, Cedar Street, and Exchange Street in the City of St. Paul, Ramsey County, Minnesota, to be used by said commission as a site for an armory pursuant to the 1938 Supplement to Mason's Minnesota Statutes of 1927, sections 2517-13 to 2517-15, and acts amendatory thereof or supplementary thereto, such conveyance to be made upon notification by the adjutant general that said tract has been designated as an armory site and that the commission is prepared to build an armory thereon as provided by law.

Sec. 2. Prior authority revoked.—Any prior authorization for the conveyance of said old capitol building site for any other purpose, including the authority conferred on the executive council to sell or exchange said site by Laws 1937, chapter 471, is hereby revoked.

Approved March 18, 1941.