

veying such easement shall be executed by the governor until said amount has been paid to the state. The fair market value shall be determined by the appraisal of the state agency charged by law with jurisdiction over said land, and shall be subject to the approval of said executive council.

Sec. 2. [Subd. 2.] All sums paid to the state under section 1 shall be credited to the state treasurer to the proper fund to which the land belongs.

Sec. 3. **Repealer.** Minnesota Statutes 1953, Sections 222.02, 222.03, are hereby repealed.

Approved April 26, 1957.

CHAPTER 659—H. F. No. 468

[Not Coded]

An act relating to the rate of wages for laborers and mechanics employed on public works of the State of Minnesota and its political subdivisions.

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

Section 1. **Advertised specifications contained in contracts for public roads. Subdivision 1. Wages, minimum on public works.** Subject to the provisions of subdivision 2, the advertised specifications for every contract in excess of \$2,500 for any project contracted by the state of Minnesota, or any project financed in part by federal funds contracted by any political subdivision of the state for construction, alteration, or repair of any highway or public road which requires employment of mechanics or laborers, shall contain a provision stating the minimum wages to be paid each class of laborers and mechanics which provision shall be based upon the wages determined by the industrial commission to be the prevailing wages in the area. Each contract based upon these specifications shall contain a stipulation that the contractor or his subcontractor shall pay each mechanic and each laborer employed directly upon the site of the work, unconditionally and not less often than once a week, without any subsequent deduction or rebate, the net amount of wages after all lawful deductions accrued at time of payment, computed at a wage rate which is not less than the rate stated in the advertised specifications for such class. The scale of wages to be paid shall be posted by the contractor

in a prominent and easily accessible place at the site of the work. The contract shall contain a stipulation that there may be withheld from the contractor so much of the accrued payments as is considered necessary by the contracting officer to pay to the laborers and the mechanics employed by the contractor or any subcontractor on the work the difference between the rates of wages required by the contract to be paid laborers and mechanics on the work and the rates of wages received by such laborers and mechanics and not refunded to the contractor, subcontractors, or their agents.

Subd. 2. Not to apply to state trunk highway contracts. The provisions of subdivision 1 are not applicable to contracts awarded by the commissioner of highways on trunk highway work. Wages paid on those contracts shall be taken into consideration by the industrial commission in determining the prevailing rate of wages under subdivision 3.

Subd. 3. Duties of Industrial Commission. The industrial commission of the state of Minnesota shall conduct investigations and hold hearings to determine the prevailing wages being paid various classes of laborers and mechanics on work described in subdivision 1 in appropriate areas throughout the state of Minnesota. The industrial commission shall, within 90 days after the effective date of this law, establish the prevailing minimum wages in the appropriate areas as determined by the industrial commission.

The industrial commission shall conduct investigations and hearings from time to time thereafter for the purpose of making any changes in the said established prevailing wages as in their discretion they shall find it necessary to do to maintain the wage schedule as current wage schedules.

The industrial commission shall establish a register of persons or groups interested in receiving notice of such hearings or proposed changes and may not remove any name from this register except upon written request of a requestor; and any person or group interested in receiving notice of such hearings, may notify the industrial commission of their interest therein, and the industrial commission shall thereupon register such person or group.

Upon setting a date for hearing, the industrial commission shall at least five days prior to the hearing date notify all persons or groups listed in such register of the time and place for hearing for the purpose of affording all interested parties an opportunity to produce evidence of prevailing wages in the area or areas involved.

Subd. 4. **Prevailing minimum wages, establishment.** Before the state of Minnesota or any political subdivision of the state advertises for bids on any contract described in subdivision 1, it shall ascertain from the industrial commission the established prevailing minimum wages for the area or areas in which such contract is to be performed. No contract as described in subdivision 1 shall be valid unless it contains a provision setting forth the prevailing minimum wages to be paid to each class of laborers and mechanics as established by the industrial commission and such contract shall include appropriate penalty provisions for failure of the contractor or the subcontractors to comply with the payment of such prevailing minimum wages.

Sec. 2. This act expires July 1, 1959.

Approved April 26, 1957.

CHAPTER 660—H. F. No. 560

[Coded]

An act relating to justices of the peace courts in certain cities having municipal courts.

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

Section 1. [530.16] **Justices of peace, abolished.** After a municipal court is hereafter organized in any city, no justice of the peace, whether termed police magistrate, city justice, ward justice, or otherwise, shall be elected or appointed for the city. Subject to Section 488.09, any justice then in office in such city shall continue in his office until the expiration of his term, but the office shall cease to exist upon the expiration of his term or when an earlier vacancy occurs.

Sec. 2. [530.17] **Office continued by resolution.** In any city of the second, third or fourth class in which a municipal court now exists, no justice of the peace, whether termed police magistrate, city justice, ward justice, or otherwise, shall be hereafter elected or appointed except that the council or governing body of any city of the second, third, or fourth class may by resolution duly adopted prior to the effective date of this section, provide for the continuation in such city of the office of justice of the peace, whether termed police magistrate, city justice, or otherwise, in which event the office shall be continued until the end of the term during which the council or governing body of such city shall by resolution