

the Governor shall be unable to discharge the powers and duties of his office, the same shall devolve on the Lieutenant Governor. The legislature may by law provide for the case of the removal, death, resignation, or inability both of the Governor and Lieutenant Governor to discharge the duties of Governor and may provide by law for continuity of government in periods of emergency resulting from disasters caused by enemy attack in this state, including but not limited to, succession to the powers and duties of public office and change of the seat of government.

Sec. 2. This proposed amendment shall be submitted to the people of the state for their approval or rejection at the general election for the year 1960, in the manner provided by law for submission of amendments to the Constitution. The votes thereon shall be counted, canvassed, and the results proclaimed as provided by law. The ballots used at the election shall have printed thereon the following:

“Shall Article V, Section 6 of the Constitution of the State of Minnesota, be amended to permit provision by law for succession to the office of governor for the performance of the duties of that office in case of inability of both the Governor and Lieutenant Governor to discharge those duties, and for continuity of government in emergencies caused by enemy attack?

Yes .....

No .....

Approved April 24, 1959.

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CHAPTER 681—H. F. No. 454

[Not Coded]

*An act relating to municipal courts and providing in appeals therefrom for trial by jury in certain instances; amending Special Laws 1889, Chapter 351, Section 43.*

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

Section 1. Special Laws 1889, Chapter 351, Section 43, is amended to read:

Sec. 43. **Appeals.** Any cause including actions under chapter 84 of the general statutes of 1878, may be removed

from said court to the supreme court of the state, in like manner, and upon like proceedings, and with like effect, as from the district court, except in cases where appeals are prohibited by the charter of the city of Saint Paul. *However, in the case of conviction for a violation of an ordinance appeal may be made to the district court whereupon the defendant shall be entitled to a new trial in the district court, de novo, with or without a jury, but otherwise with all of the rights and subject to the procedures prescribed by Minnesota Statutes, Section 488.25.*

Approved April 24, 1959.

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CHAPTER 682—H. F. No. 1895

*An act with reference to inheritance taxes and the interest charged thereon, and amending Minnesota Statutes 1957, Section 291.15.*

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

Section 1. Minnesota Statutes 1957, Section 291.15, is amended to read:

291.15 **Interest.** If such tax is not paid within 18 months from the accruing thereof, interest shall be charged and collected thereon at the rate of six percent per annum for not to exceed six years from the time the tax is due. All payments shall be applied first on interest and then upon principal.

Approved April 24, 1959.

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CHAPTER 683—H. F. No. 787

*An act relating to murder in the second degree and amending Minnesota Statutes 1957, Section 619.08.*

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

Section 1. Minnesota Statutes 1957, Section 619.08, is amended to read:

619.08 **Murder in second degree.** Such killing of a human being, when committed with a design to effect the death of the person killed or of another, but without deliberation and premeditation, or when such killing is committed