

time of issuance.

Except for a licensed minnow exporter, a person exporting minnows from Minnesota shall similarly obtain a permit showing the name and address of the owner, the number and kind of minnows to be transported, the point of origin in Minnesota, the destination, and the route to be followed within Minnesota; such permit shall be valid for not more than 24 hours after its date and time of issuance.

Sec. 8. This act is effective January 1, 1977.

Approved March 19, 1976.

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## CHAPTER 56—S.F.No.1590

[Coded in Part]

An act relating to elections; requiring the secretary of state to prescribe forms and uniform methods for the reporting of election returns; requiring certain information in returns and canvasses; and imposing certain duties on canvassing officers; amending Minnesota Statutes, 1975 Supplement, Sections 204A.46, by adding a subdivision; and 204A.51.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes, 1975 Supplement, Section 204A.46, is amended by adding a subdivision to read:

Subd. 5. **ELECTIONS; REPORTING RETURNS.** On or before July 1 of each year in which there is to be a statewide general election, the secretary of state shall prescribe the form and method by which election returns for the statewide primary and general elections will be canvassed by precinct, county and state election officials. Notwithstanding the provisions of sections 206.185, subdivision 5, and 206.21, subdivisions 1 and 2, precinct summary statements shall be submitted by the election judges in every precinct.

Sec. 2. Minnesota Statutes, 1975 Supplement, Section 204A.51, is amended to read:

**204A.51 COUNTY CANVASSING BOARD.** Subdivision 1. **MEMBERSHIP.** The county canvassing board shall consist of the county auditor, the clerk of the district court, two members of the county board to be selected by the board from among its members who are not candidates for nomination or election to any office, and the mayor or president of the most populous municipality in the county. If any of these persons fail or refuse to serve on the canvassing board and in the absence of any selection by the county board from among its own members, the county auditor shall appoint a qualified voter of the county

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who may not hold or be a candidate for any public office, to take the place of the person on the canvassing board. Three members shall constitute a quorum and when sworn shall have the power to act.

**Subd. 2. COUNTY CANVASS, PRIMARY ELECTION INFORMATION REQUIRED.** The board shall meet at the auditor's office at 10:00 a.m. on or before the third day after the primary election, take the oath of office, and publicly canvass the returns of the election made to the county auditor. The board shall complete the canvass by the evening of the sixth day following the election, and it shall forthwith make the following report and file the same with the county auditor:

(a) A statement for each political party showing the names of all candidates thereof voted for at the primary election, the number of votes received by each, in each precinct and in the county, and for what office;

(b) A statement showing the names of candidates of each political party who are nominated;

(c) A statement of the total number of persons who voted at the election in the county, and in each precinct, and the number of ballots counted in each precinct, and in the county; ~~and~~

(d) A statement of the number of persons registering to vote on election day and the number of persons registered prior to election day; and

(e) A statement of the votes received by each of the nonpartisan candidates in each precinct in the county and the names of the nonpartisan candidates nominated. If any candidates receive an equal number of votes for the same nomination, the canvassing board shall determine the tie by lot. Upon completion of the canvass, the county auditor shall forthwith certify to the secretary of state the vote, as shown by the report of the county canvassing board, for all candidates to be voted for in more than one county, and he shall mail or deliver to each nominee who is to be voted for in his county only, a notice of his nomination and that his name will be placed upon the general election ballot.

If the difference between the votes of two or more candidates for legislative office which lies within a single county is 100 or less and the difference determines one or more nominations, the canvassing board shall recount the votes. A recount shall not delay any other part of the report of the board and shall be reported and certified as soon as possible. Time for notice of a contest of an election which is recounted shall begin to run upon completion of the recount and canvass for that office.

**Subd. 3. COUNTY CANVASS, GENERAL ELECTION, INFORMATION REQUIRED.** The canvassing board shall meet at the auditor's of-

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fice on or before the third day after the general election, take the oath of office, and publicly canvass the returns of the general election made to the county auditor. The board shall complete the canvass without unnecessary delay, and it shall forthwith make the following report and file the same with the county auditor:

(a) A statement of the number of persons who voted at the election in each precinct in the county and the total number of persons who voted at the election in the county; and the number of white, pink, and canary ballots counted in each precinct in the county, and the total number of white, pink, and canary ballots counted in the county;

(b) A statement of the number of persons registering to vote on election day and the number of persons registered prior to election day;

~~(b)-(c)~~ A statement of the names of all candidates for state offices, representatives and senators in the legislature, representatives and senators in congress, judges of the district court, and county offices; and the number of votes received by each in each precinct and in the whole county;

~~(e)-(d)~~ A statement of the total number of votes counted for and against any proposed change of county lines or county seat; and

~~(d)-(e)~~ A statement of the number of votes counted for and against any constitutional amendment or other proposition in any precinct, and the total number of votes counted therefor in the county..

If the difference between the votes of the candidates for legislative office which lies within a single county is 100 votes or less the canvassing board shall recount the votes. A recount shall not delay any other part of the report of the board and shall be reported and certified as soon as possible. Time for notice of a contest of an election which is recounted shall begin to run upon completion of the recount and canvass for that office.

In case of a tie, the canvassing board shall determine the results by lot. Upon completion of the canvass, the board shall declare the person receiving the highest number of votes for each county office duly elected thereto; and when the county constitutes or contains a senatorial or representative district in the legislature, it shall declare the person receiving the highest number of votes for each office in the legislature duly elected.

**Subd. 4. COUNTY CANVASS, RETURNS, TO SECRETARY.** Two copies of each of the statements required in this section shall be made and certified under the official seal of the auditor; each enclosed in an envelope directed to the secretary of state, with the auditor's name and official address and the words, "Election Returns," endorsed thereon, and forwarded by different mails ~~within five days of each other~~. If nei-

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ther copy is received by the secretary of state within 20-10 days after the election, he shall immediately notify the auditor of that fact, and the auditor shall transmit another copy thereof to the secretary by special messenger deputed by him.

Approved March 19, 1976.

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## CHAPTER 57—S.F.No.1794

*An act relating to courts; prescribing the jurisdictional limits of conciliation courts in the counties of Hennepin and Ramsey; amending Minnesota Statutes 1974, Sections 488A.12, Subdivision 3; 488A.14, Subdivision 6; 488A.29, Subdivision 3; and 488A.31, Subdivision 6.*

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 488A.12, Subdivision 3, is amended to read:

Subd. 3. COURTS; HENNEPIN AND RAMSEY CONCILIATION COURTS; JURISDICTION. Excepting actions involving title to real estate, the court has jurisdiction to hear, conciliate, try and determine civil actions at law where the amount in controversy does not exceed the sum of ~~\$500-\$1,000~~ \$1,000. The territorial jurisdiction of the court is coextensive with the geographic boundaries of the county of Hennepin.

Sec. 2. Minnesota Statutes 1974, Section 488A.29, Subdivision 3, is amended to read:

Subd. 3. JURISDICTION. Excepting actions involving title to real estate, the court has jurisdiction to hear, conciliate, try and determine civil actions at law where the amount in controversy does not exceed the sum of ~~\$500-\$1,000~~ \$1,000. The territorial jurisdiction of the court is coextensive with the geographic boundaries of the county of Ramsey.

Sec. 3. Minnesota Statutes 1974, Section 488A.14, Subdivision 6, is amended to read:

Subd. 6. REPLEVIN. If the controversy concerns the ownership or possession, or both, of personal property the value of which does not exceed the sum of ~~\$500-\$1,000~~ \$1,000, the judge in his discretion, may direct an officer of the court to take possession of the property immediately and hold it subject to the further order of the court, without the giving of any bond whatever.

Sec. 4. Minnesota Statutes 1974, Section 488A.31, Subdivision 6, is amended to read:

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