

CHAPTER LIV.

An Act to provide for the time and manner of electing Members of the Senate of the United States from the State of Minnesota.

- SECTION 1. When joint convention to elect United States Senator is to be held.
2. Convention to be called to order by Speaker of the House of Representatives—Clerk to act as secretary.
 3. Senator elected viva voce—person receiving majority declared elected.
 4. Duty of secretary of the convention.
 5. President and secretary of convention and Governor to sign certificate of election.
 6. Joint convention shall not adjourn sine die till after an election of Senator is made.
 7. Proceeding in case of vacancy.
 8. Governor to appoint Senator if vacancy occur during recess.
 9. Repeal of act passed December 13th, 1853.

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

SECTION 1. That on the second Tuesday of each session of the Legislature, next preceding the expiration of the time for which any Senator was elected to represent this State in Congress, or next succeeding the happening of any vacancy in the office of such Senator, at twelve o'clock, M., the two Houses of the Legislature of this State shall meet in joint convention, in the hall of the House of Representatives, to elect a member of the Senate of the United States from the State of Minnesota, in the place of the Senator so going out of office, or to fill such vacancy.

SEC. 2. On the assembling of the joint convention, as provided for in the preceding Section, the Speaker of the House of Representatives shall call the convention to order, and shall act as president of the convention. The clerk of the House of Representatives shall act as secretary of the convention, and shall then call the roll of the members of the joint convention.

SEC. 3. Upon a majority of the members of the joint convention being present, the convention shall proceed, by a *viva voce* vote, to the election of such Senator as aforesaid, and the person voted for by a majority of all of the members of the joint convention, then present and voting, shall by the president of the convention, be declared to have been duly

elected a member of the Senate of the United States from the State of Minnesota.

Duty of secretary of convention SEC. 4. The secretary of the joint convention shall enter the name of each of the members of the convention, and the declaration of the result thereof, upon the journal of the convention.

President, secretary and Governor, or to sign certificate of election SEC. 5. Upon the election of any Senator as aforesaid, the president and secretary of the joint convention shall immediately make and sign a certificate of the said election, which said certificate, within three days after the time of said election, shall by the president of the convention be presented to the Governor of this State for his signature. The Governor upon the presentation to him as aforesaid, of the said certificate, shall immediately sign the same, and cause to be affixed thereto the great seal of the State of Minnesota, and cause the said certificate so executed as aforesaid, to be delivered to the person thereto entitled, together with a written notice to said person of his election.

Convention shall not adjourn sine die without electing SEC. 6. The joint convention of the two Houses of the Legislature when assembled at any time pursuant to the provisions of this Act, may adjourn from day to day during the same session of the Legislature in which the convention assembled; but the convention shall not adjourn *sine die* until an election of a Senator shall have been made.

Joint convention to be held in case vacancy occurs SEC. 7. If from any cause an election of a Senator shall not have been made, at any of the times provided for in this Act, or if from any cause a vacancy shall have happened in the office of Senator in Congress from this State during any session of the Legislature, then in that case the two Houses of the Legislature shall meet in joint convention in the hall of the House of Representatives, at a time to be fixed by joint resolution of the two Houses, during the same session in which the said failure to elect shall have occurred or in which the said vacancy shall have happened, and having so assembled shall proceed in the same manner provided for in the preceding Sections, to elect a United States Senator from this State, and in the case provided for in this Section, of a failure to elect a Senator at any of the times provided for in this Act, if such Senator shall not have been elected at any time during the same session as provided for in this Section, then in that case, at twelve o'clock, M., on the second Tuesday of the session of the Legislature next succeeding the said session and of each succeeding session of the Legislature until such Senator shall have been elected, the two Houses of the Legislature shall meet in joint convention in the hall of the House of Representatives, and proceed to elect such Senator in the same manner provided for in the preceding Section.

SEC. 8. In case a vacancy in the office of United States Senator from this State shall have happened, from any cause,

during the recess of the Legislature of this State, the Governor shall appoint some person to fill such vacancy until the session of the Legislature next thereafter. Governor to appoint in recess

SEC. 9. An act entitled, "An Act to provide for the election of United States Senators for the State of Minnesota," passed December eighteenth, one thousand eight hundred and fifty-seven, is hereby repealed. Repeal of former act

SEC. 10. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,
Speaker of the House of Representatives.
IGNATIUS DONNELLY,
President of the Senate.

Approved March third one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, MINNESOTA, }
March 5th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

CHAPTER LV.

An Act to appropriate money to W. A. Hotchkiss and others for Printing.

SECTION 1. Appropriation of \$9,364 61 to W. A. Hotchkiss and C. L. Emerson.

2. Act to take effect immediately.

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

SECTION 1. That the sum of nine thousand three hundred and sixty-four dollars and sixty-one cents (\$9,364.61), be and the same is hereby appropriated to pay the unpaid balance due W. A. Hotchkiss and C. L. Emerson, or their assigns, being the sum appropriated to be paid out of the Legislative fund for the year eighteen hundred and fifty-nine, by an act entitled "An Act to appropriate money for certain purposes" Appropriation for balance due W. A. Hotchkiss and C. L. Emerson