

S. F. No. 100.

## CHAPTER 52.

Action on recognizance.

*An act in reference to the place of trial of actions brought upon recognizances in criminal prosecutions.*

Be it enacted by the Legislature of the state of Minnesota.

Place of trial.

SECTION 1. All actions for the recovery of any penalty brought against a principal or surety in any recognizance entered into either by a party or a witness in any criminal prosecution in any of the courts in this state, shall be brought and tried in the county in which the action or proceeding in which such recognizance is taken is pending, unless the court shall for cause other than the place of residence of the defendants change the place of trial of said action to any other county as now provided by law.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved April 4, 1893.

S. F. No. 527.

## CHAPTER 53.

Legislature.

*An act to provide for the abatement of actions in certain cases.*

Be it enacted by the Legislature of the state of Minnesota.

Abatement of actions against members or officers.

SECTION 1. Whenever in any action heretofore or hereafter commenced in any court of the state of Minnesota against any member or members or officer or employee of the legislature of said state it shall appear from the pleadings or evidence therein that the cause of such action arises from or is based upon any act or transaction performed by him or them in the performance of his or their duties, it shall be the duty of the court before or in which the said action is pending to dismiss the same forthwith as to said party or parties upon motion at any regular or special term of the said court; and any judgment rendered in any such action shall be void.

Evidence.

SEC. 2. In the trial of any such action all the legislative proceedings in either house or in any committee of the same shall be deemed competent evidence, and may be introduced either in mitigation of damages or in justification of the cause of action set out in the complaint.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 31, 1893.