

## CHAPTER 124—S. F. No. 136.

*An act to amend Section 4381, General Statutes of Minnesota for 1913, as amended by Chapter 378, Laws of 1917, and Chapter 322, Laws of 1919, relating to the transportation of livestock.*

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

Section 1. Live stock at terminal.—Time for delivery at stock yards and unloading.—That Section 4381, General Statutes of 1913, as amended by Chapter 378, Laws of 1917, and Chapter 322, Laws of 1919, be and the same is hereby amended so as to read as follows:

Sec. 4381. That all live stock arriving at any terminal over any line of railroad in this state, which is billed to any stock yard within twenty miles of said terminal where live stock is bought, sold or transferred, shall be delivered to chutes of such stock yard within five hours after its arrival at such terminal unless prevented by an act of God, and that all live stock arriving at any terminal over any line of railroad in this state which is billed to any stock yard within ten miles of said terminal where live stock is bought, sold or transferred, shall be delivered to chutes of said stock yard within three hours after its arrival at such terminal unless prevented by an act of God.

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

Approved April 2, 1923.

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CHAPTER 125—H. F. No. 109.

*An act relating to political conventions and political committees and creating political party committees and repealing Chapter 322, General Laws 1921.*

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

Section 1. Political parties to select committees.—Each political party shall provide a state central committee, a congressional committee for each congressional district, a county committee for each county, in the following manner:

- (a) The nominees for state offices, senators and representatives in Congress of each political party, shall meet on the second Thursday after the primary election at the state capitol at twelve o'clock noon, at which time they shall elect a state central committee, herein provided for, of such size as they shall at said time determine, and shall also elect a congressional committee for each congressional district, of such size as they shall at said time determine, the members of each congressional committee to be chosen from among the electors of the several congressional districts respectively.

- (b) Each committee and its officers shall have the powers which have customarily used by such committees and by the officers thereof, insofar as it is consistent with this act. The various committees and their officers now in existence, shall exercise the powers and duties herein prescribed until their successors are chosen in accordance with this act.

Sec. 2. Certain candidates may be nominated by delegate convention.—Candidates whose nominations are not required to be made by a primary election may be nominated by a delegate convention called for the purpose. The authorized county or city committee of any political party, at least twenty days before the time fixed for the election of delegates, shall give two weeks' published, and at least six days' posted, notice of primaries for the purpose of electing the number of delegates to which each district is entitled, and of the offices for which nominations are to be made. Except as otherwise especially provided, such primaries shall be conducted in accordance with the provisions of this chapter relating to primary elections, insofar as the same can be applied. All such primaries shall be held at the regular polling places, and those of each county on the same day, at an hour thereof between 2 and 9 o'clock p. m. appointed by the committee calling the convention, and shall be kept open for at least one hour.

Sec. 3. Convention to be called by party committee.—When the delegates so chosen are to form a convention for the election of delegates to a state convention or to that of a district of the state larger than a county, the party conventions of the several counties shall all be held on the same day. Such state or district conventions shall be called by the authorized party committee of such state or district, substantially as prescribed in paragraph 362, and the day for holding the county conventions shall be named in the call.

Sec. 4. Delegates to be chosen by ballot.—At the hour appointed for holding such primaries the chairman or secretary of the party committee of the district, or, if neither be present, some member of the party who is a voter in the district, shall call the meeting to order. Those present and qualified to vote at such election shall choose from their number, viva voce, a chairman, clerk, and two judges of the election. The delegates shall be chosen by ballot, and each may contain as many names as there are delegates to be elected from the district. If more be placed thereon, the ballot shall be void. Those receiving the highest number of votes shall be declared elected, and, if there be a tie, the judges and clerk shall determine it by lot.

Sec. 5. Chairman—Judges and clerks—Who may vote.—The chairman shall preside, and may administer the oath to the judges and clerk and to those whose right to vote is challenged. Only those shall vote at the primary who affiliated with the party at the preceding general election; but if any voter of the district shall

satisfy the judges by his oath that he did not vote at the last general election or voted and affiliated with the political party holding such primaries at the last general election and intends to so vote and affiliate at the ensuing election, his vote shall be received. No person shall vote for the delegates of more than one party in any calendar year.

**Sec. 6. Duties of clerk and judges.**—The clerk shall keep a record of the proceedings of such primary, and may administer the oath to the chairman. The judges shall receive and count the ballots of all having the right to vote at the primary, and none others. They shall record the names and addresses of all persons voting. Both judges and clerk shall subscribe the oath required of judges and clerk of elections. At the closing of the polls they shall count the ballots and report the same to the chairman, who shall publicly announce the result forthwith. The chairman and clerk shall then furnish each delegate elected with a certificate of his election, and transmit to the chairman of the committee calling the primary a list of the names and addresses of the persons who voted thereat.

**Sec. 7. Application.**—The provisions of the chapter relating to conventions shall not apply to primaries in villages, towns, or school districts. The provisions relating to notice of delegate primaries shall not apply to the choice of delegates to a convention held to nominate candidates to be voted for at a special election, but such conventions, and the elections to choose delegates thereto, may be called and held in such manner, and at such times and places, as the proper party committees may determine.

**Sec. 8. Vacancies on delegation.**—If an elected delegate for any reason fails to serve, his place shall be filled, from the voters of his party in his district, by the remainder of the delegation. If no such voter be present at the convention, the delegates present may cast the full vote. And, if an entire delegation shall fail to attend, the convention may select qualified voters of the party residing in the district, if such be present, to act in lieu thereof.

**Sec. 9. Certificates of nomination.**—The certificate of nomination of a candidate selected by convention shall be signed and certified by the presiding officer and secretary thereof, who shall also take and subscribe an oath that the facts stated in the certificate are true; and the secretary shall immediately deliver such certificate of nomination to the officer charged with directing the printing of the ballots upon which the name is to be placed; and, in case he shall neglect to do so, he shall be guilty of a misdemeanor.

**Sec. 10. Definition.**—A convention, within the meaning of this chapter, is an organized body of delegates, representing a political party, assembled for the purpose of nominating candidates for office, which party at the last general election before the holding of such convention polled at least one per cent of the entire vote cast in the state, county or other district for which the nomination is made.

Sec. 11. **Presidential electors to be nominated.**—Presidential electors for the several political parties of this state shall hereafter be nominated by delegate conventions called and held under the supervision of the respective state central committees of the several parties of this state. The name of the persons nominated as presidential electors shall be certified to the secretary of state by the chairman of such convention for the office of presidential elector and shall be placed upon the general election ballot in the manner now provided by law.

Sec. 12. **Inconsistent acts repealed.**—Chapter 322, General Laws for the year 1921, is hereby repealed.

Sec. 13. This act shall take effect and be in force from and after its passage.

Approved April 2, 1923.

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#### CHAPTER 126—H. F. No. 5.

*An act relating to milk, cream, condensed cream, evaporated cream, skim milk, buttermilk, condensed milk, evaporated milk, powdered milk, condensed skim milk, and their fluid derivatives; for the prevention of fraud and deception, the protection of the public health, and the promotion of the public welfare and the general prosperity by making it unlawful for any person, firm or corporation, by himself, his employe or agent, or as the employe or agent of another, to manufacture, sell or exchange, or have in possession with intent to sell or exchange, any milk, cream, condensed or evaporated cream, skim milk, buttermilk, condensed or evaporated milk, powdered milk, condensed skim milk, or any of the fluid derivatives of any of them to which has been added any fat or oil other than milk fat, either under the name of said products or articles or the derivatives thereof or under any fictitious or trade name whatsoever; prescribing penalties for violations of this act and providing for the enforcement thereof.*

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

Section 1. **Sale of filled milk prohibited.**—It shall be unlawful for any person, firm or corporation, by himself, his employe or agent, or as the employe or agent of another, to manufacture, sell or exchange, or have in possession with intent to sell or exchange, any milk, cream, condensed or evaporated cream, skim milk, buttermilk, condensed or evaporated milk, powdered milk, condensed skim milk, or any of the fluid derivatives of any of them to which has been added any fat or oil other than milk fat, either under the name of said products or articles or the derivatives thereof or under any fictitious or trade name whatsoever.

Sec. 2. **Violations and penalties.**—Any violation of any of the provisions of this act is hereby declared to be a misdemeanor