

CHAPTER 194—H. F. No. 760

An act relating to the form of tally and returns furnished by election officials, amending Mason's Supplement 1940, Sections 601-6(9), 601-6(9)b, 601-6(9)c, 601-6(9)d, 601-6(9)e, and 601-6(9)f.

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

Section 1. Law amended.—Mason's Supplement 1940, Section 601-6(9), is hereby amended to read as follows:

"601-6(9). Tally books.—Two tally books *with returns* shall be furnished for each district by the official charged with the printing of the ballots, at the time and in the manner the ballots are furnished. Each book furnished for white ballots shall be headed, 'Tally book *and returns* for white ballots..... of; County, Minnesota, General Election, November, 19.....', directly under which and extending across the sheet from side to side shall be two heavy red lines one-half inch apart. At the left side of each sheet of the book, in a column of suitable width, commencing just below *the* red lines, there shall be printed in plain type the *title of each office* to be filled and the name of each candidate for the same, and as many blank spaces as appear on the printed ballot, the whole being, as nearly as may be, in the same order as on the official ballot."

Sec. 2. Law amended.—Mason's Supplement 1940, Section 601-6(9)b, is hereby amended to read as follows:

"601-6(9)b. Form of tally books.—The form of tally book *and returns* furnished by county auditors shall be the same as *are* furnished by the secretary of state, except that the words 'india tint' shall be substituted for the word 'white' or 'pink' in the heading; and those furnished by the officials charged with the printing of the red ballots shall be the same, except the word 'red' shall be substituted for the word 'white' in the heading, and the names of candidates may be printed or written, or partly printed and partly written."

Sec. 3. Law amended.—Mason's Supplement, 1940, Section 601-6(9)c, is hereby amended to read as follows:

"601-6(9)c. County auditor to furnish tally books for primary election.—For each state primary election the auditor shall furnish to each district, with the ballots, two sets of *the* tally book *and returns* for each political party having candidates and for non-partisan candidates to be voted for. Each shall be headed 'Tally book *and returns* for (name of

political party) (name of city or village) (county) (ward or town)election district, for a primary election held(date).' The names of candidates shall appear on the tally *book and returns* in the order in which they appear in the official sample ballots and in each case shall have the proper designation at the head thereof. On the back thereof shall be printed the statements required in this *chapter*, and also a certificate signed by all the judges and clerks certifying that the candidates whose names appear on *the tally book and returns* received the number of votes set opposite their names."

Sec. 4. **Law amended.**—Mason's Supplement 1940, Section 601-6(9)d, is hereby amended to read as follows:

"601-6(9)d. **Tally book to be part of election returns.**—The officers of election shall, *on that part of the tally book and returns provided for the purpose*, make full and accurate returns of the votes cast for each candidate *in the form prescribed in this chapter*."

Sec. 5. **Law amended.**—Mason's Supplement 1940, Section 601-6(9)e, is hereby amended to read as follows:

"601-6(9)e. **Election returns.**—In making out the returns, the clerks shall set down the total number of names entered upon the election registers, in columns prepared therefor, the total number of ballots actually cast and counted, the name of each person voted for, the number of votes received by him, and the office, all numbers being written in both words and figures. Such returns shall be in substantially the following form: 'At an election held atin theelection district, composed ofin the county of, State of Minnesota, on theday of, 19....., the following named persons received the number of votes opposite their respective names for the following offices: For.....(office)(a).....received.....votes; and the same in case of every person voted for; and a similar return showing the votes cast for and against each proposition.' Such returns shall be made in duplicate, each signed by the judges and attested by the clerks."

Sec. 6. **Law amended.**—Mason's Supplement 1940, Section 601-6(9)f, is hereby amended to read as follows:

"601-6(9)f. **Sealing returns—statement of total vote cast.**—Before separating, the judges shall include one set of such

tally book and returns in each of two envelopes; each envelope shall then be sewed by drawing twice through it and the *tally book and returns* therein a substantial twine, by tying the ends thereof together and then sealing the envelope in three places with wax and stamp furnished by the county auditor, one of which places shall be over the knot in the twine, then endorse the envelope in the following form: "Tally book and returns of the election district of..... in the county of....." and direct one of these envelopes to the auditor and the other to the proper town, village, or city clerk. In towns, villages, and cities of the fourth class, one set of such *tally book and returns*, together with all unused and spoiled white, pink, and india tint ballots, shall be delivered to the auditor at his office, by a judge chosen by lot or agreement, within 24 hours after the closing of the polls, and the other, in like manner, to the clerk of the municipal corporation. The judges shall also make two summary statements of the total votes cast for each person for any office, and for and against each proposition voted upon, and cause one of such statements to be filed with the auditor and cause the other of such statements to be filed with the city, village or town clerk, as the case may be, where they shall remain open to public inspection."

Approved April 10, 1941.

CHAPTER 195—H. F. No. 784

An act relating to compensation for judges of district courts; amending Mason's Minnesota Statutes of 1927, Section 252, Subdivision 22.

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

Section 1. **Law amended.**—Mason's Minnesota Statutes of 1927, Section 252, Subdivision 22, is hereby amended to read as follows:

"22. **Compensation of judges of the district court.**—The judges of the District Court, six thousand dollars each from the state and fifteen hundred dollars additional, payable monthly from each county in their respective districts having a population of seventy-five thousand or more and three hundred dollars additional in each judicial district having an area of more than fifteen thousand square miles, payable monthly from the counties comprising such judicial district