

ity of the county canvassing board believes that an obvious error in the counting and recording of the vote for any particular office has been made by the judges in any precinct, then the county canvassing board shall forthwith notify the candidates for such particular office of their belief. *They shall at the same time notify the candidates in writing what is the obvious error they believe has been made.* Such candidates may without unreasonable delay apply to the district court of the county within which the precinct is located for an order determining whether or not an obvious error has been made. Such application shall set forth the facts and such evidence may be submitted as the court may direct. If the court finds that an obvious error appears to exist it shall specify the error and direct the board to make an inspection of the ballots and the returns of the precinct for the purpose of correcting the obvious error and to further proceed in accordance with section 204.30 or as it may otherwise direct.

If any candidate believes that an obvious error in the counting and recording of the vote for any particular office has been made by the judges in any precinct, then such candidate may without unreasonable delay apply to the district court of the county within which the precinct is located for an order determining whether or not an obvious error has been made. If such application is made by a candidate the procedures otherwise provided for in this subdivision shall be applicable.

Whenever a proceeding is commenced in the district court pursuant to the provisions of this subdivision the county canvassing board and all candidates for the office affected shall be given notice thereof as the court may direct.

Approved March 27, 1969.

CHAPTER 86—H. F. No. 530

[Coded]

An act relating to railroads, requiring certain equipment on locomotives, and providing for penalties for violations.

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

Section 1. [219.551] **Railroads; locomotive; equipment.**
Subdivision 1. As used in this act, the following words and phrases, unless a different meaning is plainly required, shall have the meanings given them.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Subd. 2. "Initial terminal" means the terminal within the state of Minnesota from which an operating unit is dispatched and at which regular maintenance forces are available to repair defective water coolers and toilet facilities.

Subd. 3. "Operating unit" means a locomotive or one of the locomotives in a consist, but does not include a switch engine.

Subd. 4. "Consist" means two or more locomotives coupled together and used to propel other railroad rolling stock.

Sec. 2. [Subd. 5.] Each operating unit or a switch engine used as a single unit when put into service from an initial terminal shall be provided with paper cups and water in an amount of not less than one gallon to be supplied by a water cooler, the same shall be in a sanitary, clean and operating condition.

Sec. 3. [Subd. 6.] Each operating unit purchased new, and not reconditioned, put into service from an initial terminal shall be equipped with a dry hopper, gas or electric incinerator or other suitable toilet facility, if such operating unit is used for a road operation of 50 miles or more away from the initial terminal. When put into service from an initial terminal, all diesel toilet facilities shall be in a sanitary, clean and operating condition.

Sec. 4. [Subd. 7.] Any person, company, corporation, or receiver thereof, operating any railroad in the state violating any of the provisions of this act shall be guilty of a misdemeanor; and, upon conviction thereof, shall be liable for a penalty of not less than \$25 nor more than \$100 for each offense; and, the use of any one operating unit not equipped as provided in this act shall constitute a separate offense for every day or part of a day so used. Such penalty shall be recovered in a suit brought in the name of the state of Minnesota in any court having jurisdiction thereof in the county in which said initial terminal is situated by the attorney general or under his direction or by the county attorney of said county.

Sec. 5. This act shall take effect January 1, 1970.

Approved March 27, 1969.

CHAPTER 87—H. F. No. 822

An act relating to agriculture, meat inspection, licensing and standards; amending Minnesota Statutes 1967, Sections 31.51, Subdi-

Changes or additions indicated by italics, deletions by ~~strikeout~~.