

1.143 SOVEREIGNTY AND JURISDICTION

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1.143 STATE TREE, DESIGNATION

HISTORY. 1953 c 20 s 1.

1.144 STATE TREE, PHOTOGRAPH

HISTORY. 1953 c 20 s 2.

1.15 BOUNDARY COMPACT; MICHIGAN, WISCONSIN, MINNESOTA

NOTE: The signing of the compact was authorized by Michigan, Laws 1947, Chapter 267; by Wisconsin, Laws 1947, Chapter 222; and by Minnesota, Laws 1947, Chapter 589. The compact was signed by the governor of Michigan, February 3, 1947; by the governor of Wisconsin, December 22, 1947; and by the governor of Minnesota, December 30, 1947. The compact was approved by the Federal Government.

Interstate compacts; power of supreme court to interpret the state constitution. 36 MLR 162.

1.17 RATIFICATION

Ratified as follows: Michigan, February 3, 1947; Wisconsin, December 22, 1947; Minnesota, December 30, 1947.

CHAPTER 2

TERRITORIAL DIVISIONS

LEGISLATIVE

2.02 NUMBER OF MEMBERS

Minnesota Constitution, Article IV, Section 24, does not require the election of senators from odd-numbered senatorial districts at the general election to be held November 2, 1948. The Supreme Court must take the language of the constitutional amendment fixing terms and times for election of state senators, as voicing its purpose, regardless of the purpose of legislature which proposed the amendment. *Kernan v Holm*, 227 M 89, 34 NW(2d) 327.

2.03 APPORTIONMENT

A valid reapportionment act continues in force until superseded by a subsequent valid act. OAG March 3, 1949 (280-M).

2.65 SIXTY-SECOND DISTRICT

The county of Beltrami was in 1922 divided into two counties and by popular vote designated Beltrami and Lake of the Woods counties. These two counties constitute one district and shall be entitled to elect one representative. A person desiring to be a candidate for nomination as a member of the House of Representatives from Beltrami and Lake of the Woods counties must file his affidavit of candidacy with the secretary of state. Candidates for a member of the lower house of the legislature from Koochiching county must file with the county auditor of that county. OAG April 21, 1924 (280-G).

3.09 COMPENSATION OF EMPLOYEES

HISTORY. 1873 c 113 s 1, 2, 3; GS 1878 c 3 s 16, 17, 18; 1883 c 14 s 1; 1889 c 51 s 1; 1893 c 107; GS 1894 s 232-234; RL 1905 s 17; 1907 c 229 s 1; 1909 c 132 s 1; GS 1913 s 33; GS 1923 s 33; MS 1927 s 33; Ex1936 c 115 s 1; Ex1937 c 82 s 1; 1943 c 629 s 2; 1943 c 326 s 1; 1947 c 233 s 5.

3.10 MEMBERS; COMPENSATION, MILEAGE

HISTORY. 1868 c 43; 1873 c 113 s 1, 2, 3; PS 1878 c 3 s 16-18; 1883 c 14 s 1; 1889 c 51 s 1; 1893 c 107; GS 1894 s 230, 232-234; RL 1905 s 17; 1907 c 229 s 1; 1909 c 132 s 1; GS 1913 s 33, 35; MS 1927 s 33, 34; Ex1936 c 67; Ex1936 c 115 s 1; Ex1937 c 82 s 1; 1943 c 326; 1943 c 629; 1949 c 525 s 1. (Expiring first Monday in January, 1951); 1951 c 701 s 1; 1953 c 467 s 1 (33, 35).

The salary of a member of the legislature ceases when he dies and the salary remaining unpaid should be used as compensation for the representative elected to fill the vacancy. OAG April 14, 1947 (280-D).

3.11 COMPENSATION AND MILEAGE, WHEN PAID

HISTORY. Joint Res. Feb. 3, 1874; GS 1878 c 3 s 22-27; GS 1894 s 238-243; RL 1905 s 18; 1909 c 251; GS 1913 s 34; GS 1923 s 34; MS 1927 s 34; 1953 c 467 s 2 (34).

3.14 CONTEMPTS

Self incrimination; confession covered by police; legislative investigations; production of writings; bodily or mental examination; jurisdictional limits of the privilege; waiver by testifying. 34 MLR 1.

Rights of a witness at a legislative hearing. 37 MLR 298.

3.15 PUNISHMENT FOR CONTEMPT

HISTORY. RS Ter 1851 c 3 s 3, 4; PS 1858 c 4 s 2, 3; 1860 c 79 s 1; GS 1866 c 3 s 11, 12; GS 1878 c 3 s 12, 13; GS 1894 s 227, 228; RL 1905 s 20; GS 1913 s 39; GS 1923 s 39; MS 1927 s 39.

3.19 ENGROSSING AND ENROLLING

An appropriation item passed by both houses should be considered as an appropriation notwithstanding an error in engrossing or enrolling the bill. OAG May 3, 1951 (280-B).

AMENDMENTS TO CONSTITUTION

3.20 FORM OF ACT; SUBMISSION

Full and complete text of an amendment to the constitution adopted by the electorate should be included in the proclamation of the governor. The proclamation should be filed with the secretary of state but need not be published by paid legal advertisement. It is customary to insert the governor's proclamation in the first session laws published after the adoption of an amendment. OAG Nov. 18, 1948 (280-A).

3.21 NOTICE

HISTORY. 1887 c 157 s 1-6; GS 1878 Vol 2 (1888) c 6 s 11a-11f; GS 1894 s 310-315; RL 1905 s 25; 1907 c 152; GS 1913 s 46; 1913 c 299 s 1; GS 1923 s 46; MS 1927 s 46; 1941 c 136 s 1; 1951 c 699 s 1.

A newspaper published on Sunday is not a legal newspaper for publication of legal notices. OAG Nov. 12, 1947 (344-B-14).

JUDICIAL DISTRICTS**2.72 BOUNDARIES AND JUDGES**

4. Amended, 1953 c 694.

Authorizing twelve judges for the fourth district, one of which is temporary.

8. Amended, 1953 c 584.

Authorizing two judges for the eighth district.

9. Amended, 1951 c 52.

Division of duties in the ninth district.

19. Amended, 1953 c 687.

Authorizing two judges for the nineteenth district.

CHAPTER 3**THE LEGISLATURE****3.01 SESSIONS**

HISTORY. 1849 c 18; RS Ter 1851 c 3 s 1; 1858 c 50 s 2; PS 1858 c 4 s 17; GS 1866 c 3 s 3; 1878 c 23 s 1; GS 1878 c 3 s 7; GS 1894 s 217; RL 1905 s 9; GS 1913 s 24; GS 1923 s 24; MS 1927 s 24.

3.02 EVIDENCE OF MEMBERSHIP

HISTORY. 1858 c 85 s 2; PS 1858 c 4 s 22; GS 1866 c 3 s 4; GS 1878 c 3 s 5; GS 1894 s 218; RL 1905 s 10; GS 1913 s 25; GS 1923 s 25; MS 1927 s 25.

3.05 ORGANIZATION

HISTORY. 1858 c 85 s 3, 6; PS 1858 c 4 s 23, 26; GS 1866 c 3 s 5, 7; 1872 c 58 s 1; GS 1878 c 3 s 6, 8; GS 1894 s 219, 221; RL 1905 s 13; GS 1913 s 28; GS 1923 s 28; MS 1927 s 28.

3.06 OFFICERS AND EMPLOYEES

HISTORY. RS Ter 1851 c 3 s 8-10; 1858 c 85 s 4, 7; PS 1858 c 4 s 24, 27; GS 1866 c 3 s 6, 7; 1872 c 58 s 1; GS 1878 c 3 s 7, 8; GS 1894 s 220, 221; 1905 c 52 s 1; RL 1905 s 14; GS 1913 s 29, 30; GS 1923 s 29, 30; MS 1927 s 29, 30; Ex1936 c 4 s 1; 1947 c 233 s 1.

3.07 ADDITIONAL EMPLOYEES

HISTORY. RL 1905 s 15; 1947 c 233 s 2; (31).

3.08 ELECTION; DUTIES

HISTORY. RS Ter 1851 c 3 s 15, 18; 1858 c 85 s 11; PS 1858 c 4 s 31; GS 1866 c 3 s 10; GS 1878 c 3 s 11; 1889 c 51 s 1; GS 1894 s 226, 230; RL 1905 s 16; GS 1913 s 32; GS 1923 s 32; MS 1927 s 32; 1947 c 233 s 3.