

question or matter upon which he may be required to act in his official capacity, or who gives or offers, or promises to give any official vote in consideration that another member of the legislature or person elected to membership therein shall give any such vote either upon the same or another question, is punishable by imprisonment in the state prison not exceeding ten years, or by fine not exceeding five thousand dollars, or both."

Penalty.

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

Approved March 9, 1905.

H. F. No. 116.

CHAPTER 33.

Prohibits
careless
distribution
of drugs.

An act to prevent the careless distribution of medicines, drugs and medical compounds.

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

SECTION 1. That no person, or persons, either directly or indirectly, by agent or otherwise, shall scatter, distribute or give away any samples of any medicine, drugs or medical compounds, salve or liniment of any kind unless the same is delivered into the hands of an adult person, or mailed to such persons through the regular mail service.

SEC. 2. Any person violating any provision of this act shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed one hundred (\$100) dollars, or by imprisonment in the county jail for a term not to exceed ninety days.

Penalty.

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

Approved March 9, 1905.

S. F. No. 150.

CHAPTER 34.

Naval
reserve.

An act to amend chapter 355, of the General Laws of the State of Minnesota for the year 1899, relating to the naval reserve.

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

SECTION 1. That chapter 355 of the General Laws of the State of Minnesota for the year 1899, be and the same is hereby amended to read as follows:

"Section 1. Naval militia. There shall be allowed in addition to the land military forces of the state now authorized by law a naval force to be known as the Minnesota Naval Militia.

Naval militia.

"Sec. 2. Commander-in-Chief. The governor shall be commander-in-chief of the naval militia, except when it is called into the service of the United States. He shall make and publish through the adjutant general regulations for the government of the naval militia and shall have all the powers necessary to carry into full effect the provisions of this act.

Commander in chief.

"Sec. 3. Organization; battalion. The naval militia shall consist of one battalion not to exceed four divisions (or companies) to be organized with a commander as battalion commander; one lieutenant commander as executive officer; one navigating officer, one past assistant engineer, one ordinance and equipment officer, each with the rank of lieutenant; one signal officer, one assistant surgeon and one assistant paymaster, each with the rank of lieutenant (junior grade); and one aid with the rank of ensign; also the following petty officers, one master-at-arms, who shall be chief petty officer, one chief boatswain's mate, one chief quartermaster, one equipment yeoman, one chief bugler, one coxswain, and one band of not to exceed twenty-one musicians.

Organization.

"Sec. 4. Divisions. Each division shall consist of one lieutenant, one lieutenant (junior grade), one ensign, and not less than thirty-five nor more than eighty petty officers and men.

Officers.

"Sec. 5. Changes. For the purpose of conforming the naval militia more closely to the organization of the United States navy, and not otherwise, the governor may, from time to time, fix the number and grade of officers, petty officers and enlisted men therein.

Governor to determine.

"Sec. 6. Battalion Commander. The battalion commander shall be appointed in the first instance by the governor and thereafter elected as hereinafter provided.

Battalion commander.

"Sec. 7. Officers: how elected or appointed. The battalion commander and the executive officer shall be elected by the line officers of the battalion for the period of ten years; the division officers shall be elected by the officers, petty officers and enlisted men of the division; the other battalion officers shall be appointed by the battalion commander and shall hold office during his pleasure subject to the approval of the governor.

Election or appointment of officers.

Petty
officers.

"Sec. 8. Petty Officers. Petty officers shall be appointed by the battalion commander upon the recommendation of their commanding officer.

Enlistments.

"Sec. 9. Enlistments. Men between the ages of eighteen and forty-five years shall be mustered in for the term of three years unless sooner discharged by competent authority. Every recruit shall sign an enlistment paper, the form of which shall be prescribed by the adjutant general, and which shall contain an oath of allegiance to the state and the United States.

Commission.

"Sec. 10. Commissions. Officers shall be commissioned by the governor with rank from date of their election or appointment subject to such examination as may be prescribed by the governor.

Examining
board.

"Sec. 11. Examining Board. The governor may appoint an examining board to consist of not less than two or more than five commissioned officers of the naval militia, one of whom may be an officer of the United States navy, whose duty it shall be to determine the qualifications of candidates for commission, and to inquire into the capability of any subordinate officer who may be sent before such board by his superior officer with the approval of the governor.

Discipline.

"Sec. 12. Discipline. When not otherwise provided for the government and discipline of the Minnesota naval militia shall be controlled by the provisions of the military code relating to the government and discipline of the national guard so far as the same may be applicable to the naval forces. The naval forces shall be subject to the articles and regulations for the government of the United States navy to the same extent as members of the national guard are subject to the articles of war and regulations of the United States army.

Annual
cruise.

"Sec. 13. Annual Cruise. The governor shall order the naval militia on a tour of duty or cruise each year, within or without the state, for such period as he may direct, such annual cruise not to consume more than 2 weeks in any one year.

Compensa-
tion.

"Sec. 14. Pay and Allowance. For each day's service in complete uniform at the annual tour of duty or cruise when ordered by the governor there shall be paid to each master-at-arms, chief boatswain's mate, chief quartermaster, ship's carpenter, chief gunner's mate and apothecary—\$2.25; each chief musician, principal musician, band sergeant, or corporal, boatswain's mate, gun-

ner's mate or quartermaster—\$2; each coxswain—\$1.75; and for each enlisted man or seaman—\$1.50. *Provided* that a deduction of fifty cents per day, or so much thereof as may be necessary from the pay of each petty or warrant officer and each enlisted man, shall be made for subsistence if furnished by the state. Each and every officer of the naval militia while in any service under orders of the governor shall receive the same rate of compensation and the same allowance or commutation as is paid or allowed officers of similar rank in the United States navy for sea duty. *Provided further*, that there shall be allowed annually to officers in actual command for incidental expenses in the administration of the affairs of their respective commands, the following amounts: To the commanding officer of the naval militia \$150, to the commanding officer of each division \$100, the same to be drawn upon vouchers to be approved by the adjutant general.

Allowances.

"Sec. 15. Purchase of Supplies. The governor, the adjutant general, and the commanding officer of the naval militia are hereby appointed commissioners for the purpose of purchasing the clothing which may be necessary for the uniforming of the naval militia. Clothing, ordnance and other stores for the naval militia shall be purchased in the manner prescribed by the military code for the purchase of stores for the national guard.

Supplies.

"Sec. 16. Armories. The naval militia shall perform such other duty as may be required by the governor. The word "armory," as used in the military code, shall be held to include any vessel, anchored, moored or secured to land, or any boat, boathouse or dock, used for the purpose of instruction, drill or defense.

Armories.

"Sec. 17. Exemptions. The exemptions and privileges granted by law to the officers and enlisted men of the national guard are extended to the members of the naval militia."

Exemptions.

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

Approved March 10, 1905.