

*general for the time being, shall become trustee of the commission and shall have all the powers and perform all the duties of the commission and its officers so long as such conditions exist. Upon the occurrence of such conditions the officer becoming trustee shall file with the secretary of state a certificate reciting the circumstances and declaring that he assumes office as such trustee, and thereupon he shall be deemed to have qualified as such, with all the authority hereby conferred. Any change in such office shall be likewise certified by the officer succeeding as trustee. Upon the termination of such conditions the adjutant general or his authorized substitute shall certify the circumstances in like manner, with the names of the officers then authorized by law to compose the commission, and thereupon such officers shall constitute the commission, and the authority of the trustee shall terminate.*

Approved March 5, 1941.

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CHAPTER 45—S. F. No. 382

*An act to amend Laws of 1929, Chapter 19, relating to exemption from attendance in court or before any commission or officer or referee thereof of members, officers or attorneys employed in the Legislature.*

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

Section 1. Law amended.—Attorneys employed by Legislature exempted from attendance in Court.—That Laws of 1929, Chapter 19, be and the same is hereby amended to read as follows:

“No member or officer of, or any attorney employed by the Legislature shall be compelled to attend as a witness in any Court of this State during the session of the Legislature; unless the Court in which the action is pending upon sufficient showing shall otherwise order with the consent of the presiding officer of the body of which such witness is an employe or the consent of the body of which such witness is a member. No cause or proceeding, civil or criminal, in Court or before any Commission or officer or referee thereof or motion or hearing therein, in which a member or officer of, or any attorney employed by the Legislature is a party, attorney or witness shall be tried or heard during such session of the Legislature, but shall be continued until the Legislature shall have adjourned. Such member or officer of, or

*any attorney employed by the Legislature may, with the consent of the body of the Legislature of which he is a member or officer, or employed by, waive such privilege and in such case such cause or proceeding, motion, or hearing may be tried or heard at such time as will not conflict with legislative duties."*

Approved March 4, 1941.

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CHAPTER 46—H. F. No. 79

*An act validating certain proceedings heretofore taken to vacate streets or alleys.*

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

**Section 1. Proceedings for vacation of streets and alleys validated.**—Any proceedings heretofore taken for the vacation of any street or alley in any plat pursuant to the provisions of Mason's Minnesota Statutes of 1927, Section 8244, are hereby legalized and the title acquired in such streets or alleys hereby validated when such proceedings were in all respects properly taken and conducted, except that posted notice of the application to vacate same was not given.

**Sec. 2. Not to apply to pending actions.**—This act shall not apply to or affect any court action or appeals now pending in which the validity of any such proceeding is called and questioned.

Approved March 6, 1941.

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CHAPTER 47—H. F. No. 86

*An act relating to tax on intoxicating liquors and fermented malt beverages; amending Mason's Supplement 1940, Section 3200-62.*

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

**Section 1. Law amended.**—Mason's Supplement 1940, Section 3200-62, is hereby amended to read as follows:

**"3200-62. Rate of tax on intoxicating liquors.**—(a) There