

CHAPTER 456—S. F. No. 1360

[Not Coded]

An act changing the time of election in the Town of White in St. Louis County, providing for the term of office of certain officers, and for primary election for the nomination of town officers.

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

Section 1. Town of White, date of election. The time of election of all officers for the town of White, St. Louis county, Minnesota, is hereby changed from the date of the annual meeting held on the second Tuesday of March of each year to the first Tuesday after the first Monday in November of each year, commencing the first Tuesday after the first Monday in November, 1959. Such election and the canvassing of votes shall be conducted as is now provided by law.

Sec. 2. Terms of officers. The terms of all supervisors of such town elected in the year 1957, which expire on March 31, 1960, shall expire on December 31, 1960; the terms of all supervisors of such town elected in the year 1958, which expire on March 31, 1961, shall expire on December 31, 1961; and the term of all supervisors of such town elected in the year 1959, which expire on March 31, 1962, shall expire on December 31, 1962. The terms of all other officers of such town elected in the year 1958, which expire on March 31, 1960, shall expire December 31, 1960 and the terms of such officers of such town elected in the year 1959, which expire on March 31, 1961, shall expire on December 31, 1961. All officers elected at the election held on the first Tuesday after the first Monday in November, commencing in November, 1960, shall take office on the first day of January following their election and the length of the terms of the various officers of such town, so elected, shall be the same as now provided by law.

Sec. 3. Annual meeting not changed. In such town the annual meeting shall continue to be held on the second Tuesday in March of each year and all business conducted heretofore at such annual town meeting shall continue to be so conducted with the exception of the holding of the election of officers which shall take place as hereinbefore provided by this act.

Sec. 4. Primary election authorized. Subdivision 1. **Primary election.** Such town may hold an election of nominees hereinafter designated as the "primary election" for the

purpose of nominating candidates for town officers, respectively, by adopting one of the following methods:

(1) By resolution adopted by the town board of the town; by a two-thirds vote, or,

(2) By a petition signed by at least 10 percent of the number of voters voting at the last town election, addressed to the town board of said town, requesting that said town board submit to the voters of said town the determination of the question as to whether said town shall have a primary election system for the purpose of nominating candidates for town offices of such town at a special election to be held for that purpose. Within 15 days after receiving such petition, the town board shall provide for such special election and shall give not less than 10 nor more than 15 days posted or published notice thereof. The form of question to be voted on shall be as follows:

“Shall the Town of White adopt the
primary election system for the
nomination of candidates for town
office? Yes..... No.....”

If a majority of the voters at such special election shall vote in the affirmative, such primary election system shall be deemed to be in force and effect in such town.

Subd. 2. Primary election, manner of holding. The primary election shall be held not less than 10 nor more than 15 days preceding the town election as shall be determined by the governing body. The clerk of such town shall give at least 10 days posted notice or published notice in the official newspaper of the time and place of holding the same, the hours during which the polls will be open, and of the offices for which candidates are to be nominated. All voting at the primary election shall be by ballot. The clerk, at least one week before the primary election, shall cause to be published a sample of the town primary ballot in the official newspaper of such town and shall also post a sample in his office for public inspection. The judges and clerks of the election, the time of voting, and the polling places at which said election shall be held, shall be determined by the town board. The judges and clerks of the election shall certify the results of said primary election to the town board who shall canvass the vote and shall issue certificates of nomination to the two candidates for each office receiving the highest number of votes. Thereafter, the names of the two candidates receiving the highest number of votes shall be placed upon the ballot for

the town general election to be held at the time designated in section 1 hereof.

Subd. 3. Filing affidavit of candidacy. At least 14 days before the primary election any party eligible and desirous of having his name placed on the primary ballot as a candidate for any town office shall file his affidavit with the clerk, stating his residence, that he is a qualified voter of such town, and the office for which he desires to be candidate. Upon payment by such candidate of \$2 to the clerk of such town, the clerk shall place the name of such candidate upon the primary election ballot of such town.

Subd. 4. Election officials, compensation. The judges and clerks of said election shall receive the same compensation as is provided for the judges and clerks at the regular village or town election.

Subd. 5. Election laws to apply. All of the election laws of this state shall apply to elections held pursuant to this section so far as the same are applicable.

Sec. 5. Effective date. This act shall become effective and applicable to such town upon the adoption of a resolution approving the same by the town board of such town. In the event that the town board does not approve this act within 60 days after its enactment, the town board shall submit the question of approval of the act to the electors of such town at a special election called for that purpose to be held within 30 days after the expiration of the time stated above, and this act shall then become effective only if approved by a majority of the voters voting on the question. At least three weeks published notice in one or more legal newspapers of general circulation in the town and at least three weeks posted notice shall be given of the special election setting forth the question to be submitted. The polls shall be open from 9 a.m. to 8 p.m. In all other respects the election shall be conducted and the votes canvassed as elections by ballot at a regular town election.

Approved April 24, 1959.

CHAPTER 457—S. F. No. 1474

[Not Coded]

An act relating to Dakota County; authorizing aid to towns and municipalities for road and bridge purposes.