

CHAPTER 659—H. F. No. 888

[Coded]

An act to authorize the establishment of an emergency temporary location, or locations, for the seat of government for the state and state political subdivisions and to authorize the exercise of governmental powers and functions thereat.

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

Sec. 1. [1.26] Enemy attack, temporary relocation of seats of government. [Subdivision 1.] Political subdivision defined. As used in this Act, Political Subdivision includes counties, cities, towns, villages, townships, school districts, authorities, and other public corporations and entities whether organized and existing under charter or general law.

Sec. 2. [Subd. 2.] State government. Whenever, due to an emergency resulting from the effects of enemy attack, or the anticipated effects of a threatened enemy attack, it becomes imprudent, inexpedient or impossible to conduct the affairs of State Government at the normal location of the seat thereof in the City of St. Paul, Ramsey County, Minnesota, the Governor shall, as often as the exigencies of the situation require, by proclamation, declare an emergency temporary location, or locations, for the seat of government at such place, or places, within or without this State as he may deem advisable under the circumstances, and shall take such action and issue such orders as may be necessary for an orderly transition of the affairs of State Government to such emergency temporary location, or locations. Such emergency temporary location, or locations, shall remain as the seat of government until the Legislature shall by law establish a new location, or locations, or until the emergency is declared to be ended by the Governor and the seat of government is returned to its normal location.

Sec. 3. [Subd. 3.] Validity of official acts of state government. During such time as the seat of government remains at such emergency temporary location, or locations, all official acts now or hereafter required by law to be performed at the seat of government by any officer, agency, department or authority of this State, including the convening and meeting of the Legislature in regular, extraordinary, or emergency session, shall be as valid and binding when performed at such emergency temporary location, or locations, as if performed at the normal location of the seat of government.

Sec. 4. [Subd. 4.] **Local governments.** Whenever, due to an emergency resulting from the effects of enemy attack, or the anticipated effects of a threatened enemy attack, it becomes imprudent, inexpedient or impossible to conduct the affairs of local government at the regular or usual place or places thereof, the governing body of each political subdivision of this State may meet at any place within or without the territorial limits of such political subdivision on the call of the presiding officer or any two members of such governing body, and shall proceed to establish and designate by ordinance, resolution or other manner, alternate or substitute sites or places as the emergency temporary location, or locations, of government where all, or any part, of the public business may be transacted and conducted during the emergency situation. Such sites or places may be within or without the territorial limits of such political subdivision and may be within or without this State.

Sec. 5. [Subd. 5.] **Validity of acts of local governments.** During the period when the public business is being conducted at the emergency temporary location, or locations, the governing body and other officers of a political subdivision of this State shall have and possess and shall exercise, at such location, or locations, all of the executive, legislative, and judicial powers and functions conferred upon such body and officers by or under its charter, the laws and constitution of this State. All acts of such body and officers shall be as valid and binding as if performed within the territorial limits of their political subdivision.

Sec. 6. [Subd. 6.] **Conflicting laws.** The provisions of this Act shall control and be supreme in the event it shall be employed notwithstanding any statutory, charter or ordinance provision to the contrary or in conflict herewith.

Sec. 7. This Act shall be effective upon passage of a constitutional amendment authorizing the legislature to enact legislation providing for temporary seats of government if made necessary by enemy attack or imminent threat thereof.

Approved April 24, 1959.

CHAPTER 660—S. F. No. 916

[Coded]

An act relating to municipal courts, excepting municipal courts in cities of the first class; establishing a municipal