

CHANGES

IN THE

General Statutes of 1878,

OF THE

STATE OF MINNESOTA,

EFFECTED BY THE GENERAL LAWS OF THE EXTRA
SESSION OF 1881, AND THE REGULAR
SESSION OF 1883.

Arranged with reference to the Chapter and Section Amended.

SAINT PAUL:
WEST PUBLISHING COMPANY.
1883.

CHAPTER XCVIII.

OFFENSES AGAINST THE PUBLIC PEACE.

*§ 14. **Particular offenses on street-cars.** Whoever, being requested by an employe of a street railroad company, or of the person operating such road, to desist from smoking on or in any street-car, fails immediately to do so, or uses obscene, profane or indecent language, or engages in a quarrel on or in such car; or whoever, without permission, takes a dog on or in such car; or fails, on demand, to pay the proper fare on or in such car, by delivering the money or a ticket, or by depositing the same in a fare box, as he may be required by any such employe, shall be fined in any sum not exceeding ten dollars, with costs of suit, and be imprisoned until the fine and costs are paid: *provided*, that on demand of such fare, the person of whom such demand is made, may immediately leave the car instead of paying such fare. (1881, *Ex. Sess.* c. 78, § 1.)

See page 913.

CHAPTER CVII.

GRAND JURIES.

§ 9a. **Failure to report when summoned a contempt of court.** All grand and petit jurors drawn and summoned to attend and serve at any and all general and special terms of the district courts of this state, shall report to the court wherein drawn at the time and place designated in the summons. A failure to so report upon the part of any person duly drawn and summoned to attend as a grand or petit juror at any general or special term of said court, shall constitute a contempt of the court upon the part of the person so failing. (1883, c. 103, § 1.)*

See page 938.

§ 9b. **Attachment to issue.** On the first day of the term fixed for the attendance of either the grand or petit jurors, or as soon thereafter as may be, the court shall ascertain whether the persons summoned to attend at said term as grand or petit jurors, as the case may be, have reported to the court for duty as required by law. If the court shall ascertain that there is a failure upon the part of any person or persons duly summoned as a juror or as jurors to report for duty as required by law, attachments shall at once issue under the direction of the court against the person of the delinquent or delinquents. The attachments issued as hereinbefore provided shall be served by the sheriff or his deputy, and the person named therein shall be forthwith arrested and brought before the court, then to be dealt with according to law: *provided*, that this act shall not be construed to render liable to jury duty any person or class of persons who now are or hereafter may be exempted from jury duty by any law of this state or of the United States. (*Id.* § 2.)

§ 9c. **Grounds of excuse by court.** The court shall not excuse from service upon either the grand or petit jury any person duly drawn and summoned to serve thereon, except upon the ground that the person so summoned and seeking to be excused is either physically or mentally unable or unfit, in the opinion of the court, to attend or serve as a juror, or by reason of serious sickness of some immediate member of the family of the person so summoned. (*Id.* § 3.)

§ 9d. **Excuse and grounds to be recorded.** The name of each person drawn and summoned to serve as a juror, if he be by the court for any cause excused from such service, shall be entered by the clerk among the proceedings of the court, and under the direction of the court the clerk shall also make an entry of the

(* An act relating to jurors. Approved March 2, 1883. Laws 1883, c. 103.)

grounds upon which the excuse is based, and the record, when so [made up] shall be preserved and open to inspection by all persons. (*Id.* § 4.)

§ 9e. **Law of contempts applicable.** The law in reference to contempts which now is or hereafter may be in force, in so far as may be necessary to carry this act into effect, shall apply equally to contempts committed under the provisions of this act. (*Id.* § 5.)

§ 9f. **Punishment for contempt.** Persons charged with contempt of court under the provisions of this act shall be dealt with and their cases disposed of summarily by the court, and each person found guilty of a contempt under the provisions hereof shall be punished by fine in a sum not exceeding five hundred dollars, or by imprisonment in the county jail for a term not exceeding ninety days, or by both such fine and imprisonment in the discretion of the court. (*Id.* § 6.)

See page 938.

CHAPTER CXX.

JAILS AND PRISONS.

STATE PRISON.

*§ 85. Strike out the words "who shall have been sentenced for a term of one or more years," in lines six and seven, and the words "provided he shall have the term of one year yet to serve," in parenthesis. (1867, c. 14, § 1, *as amended* 1881, *Ex. Sess.* c. 16, § 1.)

See page 976.

*§ 95. **Appropriations for permanent improvements of state prison.** That the sum of eighteen thousand dollars for the year A. D. one thousand eight hundred and eighty-three, and the sum of forty-two thousand dollars for the year A. D. one thousand eight hundred and eighty-four, and the sum of thirty thousand dollars per year for the period of eight years thereafter, is hereby appropriated, out of any moneys not otherwise appropriated, for the purpose of defraying the expenses of permanent improvements and other disbursements of the Minnesota state's prison. Said sums so appropriated shall be expended by the building committee hereinafter created for the purpose of defraying the expenses of enlarging the cell room of said prison, until the same shall reach the maximum of six hundred, and for the further purpose of making the present cell building fire-proof, and for the purpose of defraying the necessary expenses of repairing and construction of such other buildings as may be or have been deemed from time to time expedient or necessary for the completion of the prison wall; also for the purpose of a fire protective system and reasonable insurance, and for grading, paving, and water supply, and such other improvements as may be necessary to carry out the provisions of this act: *always provided, that all cell buildings hereinafter constructed shall be fire-proof: and provided, that no money hereby appropriated shall be applied to the purchase of machinery: provided, that no contract for construction or improvements shall be made in any one year in excess of the appropriation for such year, nor in advance of the actual requirements of the prison.* (1883, c. 166, § 1.*)

*§ 96. **Governor to appoint supervising architect—building committee.** That the governor shall appoint a supervising architect, who shall hold office during the pleasure of the governor; that said supervising architect and the warden of the state prison, and the board of inspectors of the state prison, shall constitute a board to be known as the building committee, the said warden of the state prison to be president of said committee; and said committee shall have full control and direction of the expenditure of the money hereby appropriated, and of the erection of any and all buildings, and the making of any and all improvements hereafter to be made with the money hereby appropriated. (*Id.* § 2.)

(*An act to make appropriation for permanent improvements for the Minnesota state's prison.)