

MASON'S MINNESOTA STATUTES

1927

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EMBRACING THE ORGANIC LAWS, THE CONSTITUTION, AND THE STAT-
UTES CONTAINED IN THE GENERAL STATUTES OF 1923, EXCEPT
THOSE WHICH HAVE BEEN REPEALED OR SUPERSEDED
BY THE SUBSEQUENT LEGISLATION OF 1925
AND 1927

AND ALSO EMBRACING LAWS OMITTED FROM THE GENERAL STATUTES
1923, AND THE LAWS OF THE 1925 AND 1927 SESSIONS OF THE
LEGISLATURE UNDER APPROPRIATE CLASSIFICATION.

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4337-3. Same—Powers of Industrial Commission as to claims by state employees—The Industrial Commission of Minnesota is hereby vested with the same powers and duties with reference to claims for compensation or other benefits to employees of the State as in the case of employees of other employers, and the same procedure shall govern in determining the liability of the State for compensation to employees of the State as in other cases of liability under the Workmen's Compensation Laws of this State, except as herein otherwise provided. ('27, c. 436, § 3)

4337-4. Same — Procedure — Findings — Awards—Upon the filing of any such report or upon information received by the Industrial Commission of any injuries for which liability for compensation from the State may arise, it shall be the duty of the Industrial Commission to make a preliminary investigation to determine whether there is a probable liability for compensation by the State to such injured employee. The Industrial Commission may require the assistance of the head of any State department or any other employees of the State in making such investigation and shall be furnished with all facts which may appear in the records of any State department bearing upon the question of accident or injury to any such employees. The Industrial Commission shall thereupon make findings of fact as determined by such preliminary investigation and the award or other determination which the Commission may determine should be made with reference to the liability of the State for compensation, and a copy of such findings of fact and proposed award or determination shall be furnished to such injured person, the head of the department in which he is an employee, and the Attorney General, by mailing a copy thereof to each such official. Within ten (10) days after the mailing of such findings of fact, proposed award or other determination, or such further time as the Industrial Commission may fix, the injured person, head of said department, and Attorney General may file with the Industrial Commission an

objection to such proposed award or determination. After such objection is filed the Industrial Commission shall reconsider such proposed award or determination and may set aside or correct any such findings, award or other determination without formal hearing. In the event that an award or other determination cannot be made in conformity with the provisions of the Workmen's Compensation Law and the approval of the injured person or other persons filing such objections without formal hearing as aforesaid, the matter shall be set down for a formal hearing and determination by the Commission as in other contested cases. If no such objections are filed, as provided herein, such proposed findings, award or other determination that the Commission shall have made upon such preliminary investigation or reconsideration aforesaid shall be final, subject to the right of the Commission to reform or modify the same as provided in the compensation laws with reference to other awards or determination of compensation claims. ('27, c. 436, § 4)

4337-5. Same—Payment of compensation awarded—A certified copy of the said findings and final award of the Commission, as herein provided, shall be filed with the Attorney General and with the State Auditor, and payment of compensation or other benefits as the same may be determined by the Industrial Commission in such final award shall be paid to the persons entitled thereto by the State Treasurer upon warrants prepared and signed by the Industrial Commission and approved by the State Auditor, pursuant to said final award, out of any money appropriated for the purpose of paying such compensation claims against the State of Minnesota. Provided that it shall not be necessary to take and file receipts with the Industrial Commission for the payment of installments of compensation or other compensation benefits paid under the provisions of this act to employees of the State of Minnesota or in compliance with the final awards of the Commission herein provided. ('27, c. 436, § 5)

CHAPTER 23B

IMMIGRATION

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4338, 4339. [Superseded.] >

State board of immigration and the office of Commissioner of Immigration are abolished. See § 53-45. The powers of the board and Commissioner are transferred to the Department of Conservation. See § 53-22.

4340. Commissioner of immigration—Term—Compensation, etc.—Other agents—The said board of immigration shall appoint a qualified elector of this state to be the general executive agent of said board, and such agent shall be officially known and styled, commissioner of immigration. The said commissioner of immigration shall hold office during the pleasure of said board, shall receive such compensation as said board shall determine, and shall perform such functions as said board may designate. Before entrance upon the duties of his office, the commissioner of immigration shall make and subscribe an oath of office in the usual

form and shall execute and deliver to the governor a bond to the state of Minnesota, in the sum of ten thousand dollars, with sufficient sureties, to be approved by said board, conditioned upon the honest and faithful performance of his duties as such commissioner. The said board shall also employ such other servants and agents as in the judgment of said board shall be necessary, and shall define the duties, terms of service and compensation of the persons so employed. ('07 c. 267 § 3) [3949]

Office of commissioner of immigration abolished. See § 53-45. The powers of the Commissioner are transferred to the Department of Conservation.

4341. Office—The Minnesota state board of immigration shall be provided with an office and suitable furniture and stationery at the expense of the state. ('07 c. 267 § 4) [3950]

4342. Duties of board—Annual report—The duties of said board of immigration, so far as practicable, shall be to collect and arrange statistics and other information in reference to the lands and general and

special resources of the state of Minnesota, and the advantages of this state as a place of residence; to spread knowledge of the same throughout the civilized world by correspondence, by messengers and public lectures and by all forms of legitimate advertising; to facilitate the immigration of such persons of good moral character as may desire a change of domicile, and to answer all inquiries from persons residing within or without the state, upon the subjects aforesaid. At each session of the state legislature, the board shall make a report of all its transactions dur-

ing the biennial period next preceding the first day of such session. ('07 c. 267 § 5) [3951]

"State Colonization Commission" under agriculture and rural credits, '21 c. 330.

4343. Advertising and disposal of public lands—The Minnesota state board of immigration shall, in addition to the performance of the duties hereinbefore described, co-operate, as far as practicable, with the state land commissioner, in and about the advertising and disposal of public lands. ('07 c. 267 § 6) [3952]

CHAPTER 24

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diers' home shall be maintained at Minneapolis, under the management of seven trustees, to be known as the "Soldiers' Home Board," as a home for honorably discharged soldiers, sailors, and marines of the United States who served in the Mexican War, the War of the Rebellion, or the Spanish-American War, and for persons who actually served in any campaign against the Indians in this state in the year 1862, whether as soldiers of the United States or not. But no person shall be admitted to the home who has not been a resident of the state for one year next preceding the date of his application, unless he served in a Minnesota regiment, or was credited to this state, or served in an Indian campaign as aforesaid. Nor shall any person be admitted unless he is without adequate means of support, and is unable, by reason of infirmity, to properly maintain himself. (1835) [3953]

See following section.

4345. Persons who may be admitted to Soldiers' Home—The object of the soldiers' home shall be to provide a home for all honorably discharged ex-soldiers, sailors and marines who served in the army or navy of the United States during the War of the Rebellion, or the Mexican War, or in the war begun in the year, 1898 between the Kingdom of Spain and the United States or the Philippine Insurrection, or the Boxer Rebellion, or members of the Minnesota National Guard mustered into Federal Service in 1916 and served on the Mexican Border, or the war of 1917 and 1918, commonly called "The World War," who now are or may hereafter become citizens of the State of Minnesota. All persons who are otherwise entitled under the provisions unable to earn their living, who, by reason of wounds, disease, or old age or infirmities are unable to earn their living, and who have no adequate means of support. No applicants shall be admitted to the soldiers' home who has not been a resident of the State of Minnesota for one year next preceding the time of having his application, unless he served in a Minnesota regiment or was accredited to the State of Minnesota. All persons who are otherwise entitled under the provisions of this section to admission to said soldiers' home who actually served in any campaign against the Indians in Minnesota in the year 1862 shall be entitled to admission to such soldiers' home, notwithstanding such person were not regularly enlisted, mustered into or discharged from the military service of the United States.

The Board of Trustees are hereby authorized to admit wives with their husbands, and the widows or

4344. Who may be admitted—The Minnesota sol-