

CHAPTER 97—S. F. No. 501.

An Act to amend Chapter 455, of the General Laws of year 1907, as amended by Chapter 337 of General Laws of year 1909, entitled, "An Act to provide for the inspection of canneries, publishing reports of same, and establishing a grade for canned fruits and vegetables."

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

Section 1. Commercial vegetable and fruit canneries under supervision of dairy and food department.—That Chapter 455 of the General Laws of year 1907, as amended by Chapter 337, be and the same is hereby amended to read as follows:

"Section 1. All commercial vegetable and fruit canneries located within this state shall be under the supervision and regulations of the dairy and food department. For the purposes of this act a commercial cannery is hereby defined to be a factory where fruits or vegetables are packed in hermetically sealed cans, where sterilization by heat is used, and its products placed on the market for general consumption. At such times as the dairy and food commissioner may deem proper he shall cause to be inspected all canning factories where fruits or vegetables are put up and preserved in tin or glass cans or jars, to be sold as food, and shall require the correction of all unsanitary conditions, and practices found therein, and may search and enter all cupboards, closets or any other places in said canning factory for the purposes of discovering any chemical preservatives or adulterants which he believes are in use or intended to be used in the canning or preserving of fruits or vegetables."

Sec. 2. Commissioner to disseminate information regarding canning industry, etc.—The dairy and food commissioner shall issue public bulletins of information, report and publish the conditions found in the canning factories, furnish and disseminate information regarding the canning industry, and for that purpose may arrange for educational exhibits and demonstrations, public meetings, and give instructions to processors and superintendents of canneries; such information shall be available to any person who is a resident of this state, or those now engaged in the business of canning and to those who may hereafter engage therein who may properly apply therefor.

Sec. 3. Commissioner to appoint inspectors to superintend work and instruct at canneries.—Any person, firm or corporation owning or operating a canning factory where fruits or vegetables are put up and preserved in tin or glass cans or jars, to be sold as food, may label and sell the same as "Minnesota Standard," Provided, the person, firm or corporation puts up, cans and preserves fruits and vegetables which are absolutely

free from chemical coloring matter and adulterants of any kind, and which have been inspected and passed upon as of first-class grade and quality by the dairy and food commissioner.

Sec. 4. *The dairy and food commissioner shall appoint and assign, upon the passage of this act, an efficient and experienced food inspector who has passed required examinations, national or state, and one who has a thorough knowledge of the canning business, either as processor, superintendent, or as an inspector of food manufacturing factories, whose duties it shall be, in addition to his general work as food inspector, to have this inspection of canneries in charge, as required in this act; visit and inspect canneries, as often as may be required, superintend the work of and instruct inspectors stationed at canneries, and make reports thereof to the commissioner. The commissioner shall allow the person appointed as such inspector a sum of \$600 annually as additional compensation for his services, and may whenever he in his judgment deems it proper for the good of the canning industry arrange for annual scoring prize contest on products of Minnesota canneries and for such purpose expend not to exceed \$200 annually.*

Sec. 5. **Other duties of inspectors.**—*The dairy and food commissioner shall whenever he deem it necessary furnish an efficient inspector to be stationed at factory while in operation, whose duties it shall be to see that the factory where stationed shall at all times comply with all food laws, national or state, all sanitary laws and regulations, superintend and see to that nothing but proper raw material is used with the necessary sterilization by heat, with only pure salt, sugar and water for the preservation of foods packed. The dairy and food commissioner, his inspector in charge of canneries, or any local inspector stationed at factory or in their absence the processor or superintendent of the cannery shall be the judge of the quality of any raw material or articles used in canning, and as to the canning of sweet corn, such corn shall be labeled when packed, as sweet or sugar corn only when packed in the stage of milk; if matured beyond this stage it shall be considered to be over-ripe for canning as or for sweet or sugar corn. Immature, over-ripe containing an admixture of field corn or frosted sweet corn, or other unfit vegetables or fruit intended for canning shall not be accepted at any factory and shall be condemned as being unfit for such use by inspector or superintendent of factory.*

Sec. 6. **Other powers conferred.**—*Any and all power conferred upon the commissioner under authority of Chapter 424, of General Laws of year 1907, shall be applicable under this act for the purpose of prescribing proper labels and standards of grades on products of canneries.*

Sec. 7. **Unlawful to sell misbranded canned products.**—*It shall be unlawful to sell in this state any adulterated or mis-*

branded canned products, such products shall be deemed adulterated if it contains any unfit raw material, or any substance or article prohibited for use in canning by this chapter or if it does not comply with any and all food laws of this state same shall be deemed adulterated or misbranded as the case may be.

Sec. 8. Ten days' notice before packing sweet corn, etc.—

Any, person, firm or corporation owning or operating a canning factory shall, by written notice on or before June first of each year, notify the commissioner whether or not such factory is to be operated during that season or year, giving kinds and varieties of products to be canned or manufactured that season. *At least ten days prior to the beginning of operation of any factory for the packing of sweet corn or other products the commissioner shall be notified in writing of such intended operation.* On or before November fifteenth of each year the owner, manager or superintendent of such factory shall furnish the commissioner, his agent, or the inspector appointed under the provisions of this chapter with a report giving such information concerning such factory as the commissioner may require.

Sec. 9. Guarantee certificate as to inspection and approval.

—The dairy and food commissioner shall furnish to each factory that shall have fully complied with the provisions of this act a certificate of inspection that such factory has been inspected and has complied with all laws and regulations thereto. The commissioner may authorize the owner of such factory to use the following or similar label or brand on his products to read substantially as follows: "Packed under regulations of, and in factory inspected by Minnesota Dairy and Food Department," or such other label, device, brand, *trade-mark, or guarantee certificate with the words "Inspected and approved"* as such commissioner may from time to time designate by published regulations.

Sec. 10. Commissioner to use available funds.—*The dairy and food commissioner is hereby authorized to use funds available from the appropriations made for the general use of his department to enable him to carry this act into effect.*

Sec. 11. Use of forbidden articles in canning prohibited.—

Whoever shall without inspection and without permission of the commissioner use the brand or label "Minnesota standard," or any brand, label or device authorized by the commissioner, or who shall fail to furnish reports within the time specified, or who shall neglect to obey any lawful direction of the commissioner, his deputy or agent, given in carrying out the provisions of this act, *or who shall use any raw material, articles or substances forbidden to be used in canning, or who shall violate any of the provisions of this act,* shall be guilty of a misdemeanor

and shall be punished by a fine of not less than \$25 nor more than \$100 or by imprisonment in the county jail for not less than fifteen days for each and every offense.

Sec. 12. This act shall take effect and be in force from and after its passage.

Approved March 22, 1913.

CHAPTER 98—S. F. No. 77.

An Act authorizing cities of fifty thousand inhabitants and over in the exercise of the police power by ordinance to designate residence districts in such cities wherein only buildings for residences may be erected and maintained.

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

Section 1. **City council given power to designate residence districts in cities of first class.**—Any city in this state now or hereafter having a population of fifty thousand inhabitants and over may, in the exercise of the police power by ordinance, duly adopted by its city council or common council or other governing body, upon petition of fifty per cent of the property owners of the district sought to be affected, designate residence districts in such cities wherein only buildings for residences may be erected and maintained including duplex houses and double houses and prohibiting the erection and maintenance of hotels, stores, factories, warehouses, dry cleaning plants, public garages or stables, tenement and apartment houses.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 24, 1913.

CHAPTER 99—S. F. No. 302.

An Act to regulate the manufacture, storage, sale and distribution of matches, and to provide penalties for the violation thereof.

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

Section 1. **Sale of certain matches prohibited.**—That no person, association, or corporation, shall manufacture, store, offer for sale, sell, or otherwise dispose of, or distribute, white phosphorous, single-dipped, strike-anywhere matches of the type popularly known as "parlor matches"; nor manufacture, store, sell, offer for sale, or otherwise dispose of, or distribute, white