

shall investigate the whole system of public charities and charitable and correctional institutions in the state, especially prisons, jails, infirmaries, and public hospitals, and examine their condition and management. He may require the officers in charge of any such institution to furnish such information and statistics as he may deem necessary, upon blanks furnished by him. He shall examine all plans for new jails, lockups, and infirmaries, or for repairs at an estimated cost of over \$200, before the same are adopted by the county or other municipal board, and have an advisory supervision over all such institutions. Upon the request of the governor, the director of social welfare shall specially investigate any penal, reformatory, or charitable institution and report its condition; and for this purpose he is hereby authorized to send for persons and papers, administer oaths, and take testimony which he shall cause to be transcribed and included in his report.

*Subd. 2. Powers and duties relating to correctional institutions transferred to the director of public institutions. All the powers and duties now vested in or imposed upon the director of social welfare relating to the investigation of correctional institutions, prisons, jails, and lockups, the examination of their condition and management, the supervision of their construction and repairs, and the investigation of penal and reformatory institutions at the request of the governor are hereby transferred to, vested in and imposed upon the director of public institutions.*

Approved March 31, 1949.

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CHAPTER 229—S. F. No. 1071

*An act relating to foods and frozen foods; amending Minnesota Statutes 1945, Section 31.01, by adding a new subdivision thereto; and amending Section 31.25, Subdivision 2, and Section 31.44, Subdivisions 1 and 3.*

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

Section 1. Minnesota Statutes 1945, Section 31.01, is amended by adding a new subdivision thereto as follows :

31.01. [31.44] **Violations and penalties.** [Subdivision 4]. *For the purpose of enforcing the provisions of section 31.01*

*the commissioner of agriculture, dairy and food, his assistants, inspectors, agents and employees shall have the power and authority granted under the provisions of sections 31.04 to 31.15 inclusive.*

Sec. 2. Minnesota Statutes 1945, Section 31.25, subdivision 2, is amended as follows:

**31.25. All containers shall be labeled. Subd. 2. Sale of frozen food forbidden.** No person shall sell, advertise, or expose for sale, or offer for sale a frozen food, ice-cream mix, or ice-cream mix base, if it contains any fat, oils or paraffin, other than milk fat, except such fats or oils as are naturally contained in the flavor used.

*When ice milk is sold, offered or exposed for sale in a package or other container, there shall be conspicuously printed thereon the words "ice milk." The words "ice milk" shall appear in ink upon a contrasting background, in type not less than 24-point Gothic capitals. When ice milk is sold at retail to a consumer, the owner, operator or manager of such retail establishment shall have signs conspicuously posted on the inside of such retail establishment with lettering large enough to be distinctly seen and read containing the words "ice milk sold here." Such signs shall remain posted so long as ice milk is sold or offered for sale to consumers. When ice milk is sold to a consumer in a baked cone or a baked cup, such baked cone or cup shall have embossed or impressed on the outside thereof the words "ice milk" in type not less than 24-point Gothic capitals.*

No person shall sell, advertise or offer or expose for sale any imitation ice-cream.

No person shall sell, offer for sale or advertise for sale any frozen food, ice-cream mix, or ice-cream mix base if the brand name of the frozen food, ice-cream mix, or ice-cream mix base or label upon it, or the advertising accompanying it, shall give a false indication of origin, character, composition, name of manufacturer, or is otherwise false or misleading in any particular.

Sec. 3. Minnesota Statutes 1945, Section 31.44, subdivisions 1 and 3, are amended as follows:

**31.44. Violations and penalties.** Subdivision 1. Any person violating, or failing to comply with, any of the provisions of Sections 31.01 to 31.17 and 31.28 to 31.43, or any of the provisions of any of the rules, regulations, definitions, standards, or rulings made and published thereunder, shall be guilty of a misdemeanor and, save as therein otherwise specifically provided, for each first offense shall be punished by a fine of not less than \$15.00, or by imprisonment for not less than 20 days, and for each subsequent offense, by a fine of not less than \$50.00, or by imprisonment for not less than 60 days.

Subd. 3. Whoever shall, without permission of the commissioner, use any brand, label, or device authorized by the commissioner, or who shall fail to furnish reports containing information required or within the time specified, or who shall fail to obey any lawful direction of the commissioner given by him in carrying out the provisions of sections 31.01 to 31.17 and 31.28 to 31.43, or shall use any raw materials, articles, or substances forbidden to be used in canning, packing, or preserving vegetables or fruits, or shall violate, or fail to comply with, any of the provisions of sections 31.01 to 31.17 and 31.28 to 31.43, or the rules or regulations made thereunder, shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than \$25.00, nor more than \$100.00, or by imprisonment for not less than 30 days, nor more than three months, for each offense.

Approved March 31, 1949.

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#### CHAPTER 230—H. F. No. 1298

*An act relating to the payment of claims presented against existing appropriations without prior allotment or encumbrance; amending Minnesota Statutes 1945, Section 16.16.*

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

Section 1. Minnesota Statutes 1945, Section 16.16, is amended to read:

**16.16. Allotment and encumbrance.** *Subdivision 1. Allotment periods.* For the purposes of the quarterly allotment system, each fiscal year shall be divided into four quarterly allotment periods, beginning, respectively, on the first days of