

within the limits of any municipality or within adjacent or contiguous municipalities or a common rate point served by said railroad and which service shall only be a service supplementary to the rail service now established by such carriers.

The commission may grant a temporary permit, ex parte, valid for a period not exceeding six months upon a showing there is an immediate and urgent need for the proposed service, pending prompt action by the permit holder to follow regular procedure in securing the permit, and that such immediate and urgent authority from the commission is in the public interest. A copy of the order granting such temporary permit, ex parte, shall be mailed immediately to interested parties.

The commission shall have power to refuse to issue a permit to a regular route common carrier or petroleum carrier. The commission may issue a permit as a contract carrier to such cooperative associations as are described in subdivision 9 of section 221.011, notwithstanding the number of its hauling contracts, and provided that such contract carrier shall be permitted to haul its own property.

Approved June 1, 1971.

CHAPTER 646—H.F.No.1761

An act relating to the department of public service; permitting hearings reporters to provide transcripts for a fee; amending Minnesota Statutes 1969, Section 216A.04, Subdivision 3.

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

Section 1. Minnesota Statutes 1969, Section 216A.04, Subdivision 3, is amended to read:

Subd. 3. DEPARTMENT OF PUBLIC SERVICE; TRANSCRIPTS OF PROCEEDINGS; OFFICERS AND EMPLOYEES. The commission may employ such other assistants as may be necessary to carry out its functions, including hearings, officers and reporters, within the funds provided therefor from time to time. The commissioners individually may act as hearings officers.

Hearings reporters may provide transcripts of proceedings before the commission to persons requesting transcripts who pay a reasonable charge therefor to the reporter. The amount of the

Changes or additions indicated by underline, deletions by ~~strikeout~~.

charge shall be fixed by the commission and retained by the reporter, any other law to the contrary notwithstanding.

Approved June 1, 1971.

CHAPTER 647—H.F.No.1770

[Coded]

An act relating to cruelty to animals; providing procedures for investigation of overwork, mistreatment and cruelty to animals; providing penalties; amending Minnesota Statutes 1969, Chapter 346, by adding sections.

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

Section 1. Minnesota Statutes 1969, Chapter 346, is amended by adding a section to read:

[346.215] CRUELTY TO ANIMALS; INVESTIGATION OF CRUELTY COMPLAINTS. Any person who has reason to believe that a violation of section 346.21 has taken place or is taking place may apply to any court having jurisdiction over actions alleging violation of such section for a warrant and for investigation. The court shall examine under oath the person so applying and any witnesses he may produce and must take his affidavit or their affidavits in writing, and cause same to be subscribed by the party or parties making same. The affidavit or affidavits must set forth the facts tending to establish the grounds for believing a violation of section 346.21 has occurred or is occurring, or probable cause to believe that they exist. If the court is thereupon satisfied of the existence of the grounds of the application, or that there is probable cause to believe their existence, it shall issue a search warrant and order for investigation, signed by the judge of such court with his name of office, to a peace officer in such county, commanding him to forthwith proceed to the location of the alleged violation taking with him a doctor of veterinary medicine and commanding such peace officer to search the place designated in such warrant and together with such veterinary doctor conduct an investigation of the facts surrounding the alleged violation, retaining in his custody subject to the order of the court such property or things which are specified in such warrant, including any animal if such warrant so specifies. The warrant shall contain the names of the persons presenting affidavits in support of the application, and the grounds for its issuance. Service shall be made in accordance with the provisions of Minnesota

Changes or additions indicated by underline, deletions by ~~strikeout~~.