

CHAPTER 210.

[H. F. No. 493.]

AN ACT TO AMEND SECTIONS THREE HUNDRED AND TWENTY-SEVEN (327) AND THREE HUNDRED AND TWENTY-NINE (329) OF THE PENAL CODE.

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

SECTION 1. Section three hundred and twenty-seven (327) of the penal code is hereby amended so as to read as follows:

Regulations
for sale of
certain poisons
and drugs.

An apothecary or druggist, or a person employed as clerk or salesman by an apothecary or druggist, or any person otherwise carrying on business, who shall sell or give away arsenic, or its preparations, aconite, belladonna, lead or its preparations, mercury or its preparations, hydrocyanic acid, oxalic acid, copper or its preparations, phosphorus, oil of savin, oil of tansy, morphine, strychnine, laudanum, rough on rats, or cyanide of potassium, without first recording in a book to be kept for that purpose the name and residence of the person receiving such poison, together with the kind and quantity of such poison received, except upon the written order or prescription of some practicing physician whose signature is attached to the order, is guilty of a misdemeanor. Any person purchasing any of the above named drugs, who shall give the person selling the same a false name for registration, shall, upon conviction thereof, be deemed guilty of a misdemeanor.

Provided that this section shall not apply to the sale of paris green.

SEC. 2. Section three hundred and twenty-nine (329) of the penal code is hereby amended so as to read as follows:

Prescribes
manner of
labeling, etc.

An apothecary or druggist, or a person employed as clerk or salesman by an apothecary or druggist, or any person otherwise carrying on business, who shall sell or give away arsenic or its preparations, aconite, belladonna, lead or its preparations, mercury or its preparations, hydrocyanic acid, oxalic acid, copper or its preparations, morphine, phosphorus, oil of savin, oil of tansy, oil of cedar, strychnine, rough on rats, cyanide of potassium, carbolic acid, tincture nux vomica, fluid extract ergot, fluid extract cotton root, chloroform, chloral hydrate, croton oil, sulphate of zinc, mineral acids, stramonium, conium, opium or its preparations, except paregoric and Dewees' carminative, without attaching to the vial, box or parcel containing such substance, a label with the name and residence of such person, the word "poison," and the name of such article written or printed, or partly written and partly printed thereon in plain and legible characters, is guilty of a misdemeanor.

SEC. 3. This act shall take effect and be in force from and after the date of its passage.

When act to take effect.

Approved April 23, 1889.

CHAPTER 211.

[H. F. No. 459.]

AN ACT TO AMEND SECTION FOUR HUNDRED AND EIGHTY-NINE (489). OF THE PENAL CODE, RELATING TO INJURY TO PROPERTY IN HOUSES OF WORSHIP AND SCHOOL HOUSES.

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

SECTION 1. That section four hundred and eighty-nine (489) of the penal code be amended so as to read as follows:

A person who wilfully and without authority breaks, defaces or otherwise injures any house of religious worship or any part thereof, or any appurtenance thereto, or any ornament, musical instrument, articles of silverware or plated ware, or other chattel kept therein for use in connection with religious worship, or who wilfully breaks, defaces or otherwise injures any school house or appurtenance, or other public building, or who wilfully breaks, defaces or injures any globe, map or chart, or any other article kept and used in connection with said school-house or other public building, is guilty of a misdemeanor, and is punishable as follows:

Injury to houses of worship, school houses, etc.

First—If the value of the property broken, defaced or injured is thereby diminished to an amount less than one hundred (100) dollars, by fine of not more than one hundred (100) dollars, or imprisonment not more than ninety (90) days, or by both.

Penalties.

Second—If the value of the property broken, defaced or injured is thereby diminished more than one hundred (100) dollars, by imprisonment not less than six (6) months nor more than two (2) years.

Third—In addition to the punishment prescribed there- or, such person is liable in treble damages for the injury done, to be recovered in a civil action by the owner of such property, or the public officer having charge thereof.

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

When act to take effect.

Approved March 19, 1889