

S. F. No. 546.

## CHAPTER 304.

License for temporary sale of merchandise.

*An act to prohibit the sale of goods and merchandise in certain cases without first obtaining a license therefor and prescribing penalties for a violation of its provisions.*

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

SECTION 1. It shall be unlawful for any person, firm or corporation to engage in the business of selling goods or merchandise at retail in any city or village of this state for a temporary or limited period of time without obtaining a license therefor; *provided, however,* that this act shall not apply to any person, firm or corporation whose stock of goods so offered for sale or the capital invested in such goods has been duly assessed for taxation in the year in which such goods are offered for sale.

City council may grant license.

SEC. 2. The city council of any city and the governing body of any village in this state are hereby authorized to grant a license to any person, firm or corporation applying therefor, authorizing the sale of goods and merchandise at retail within limits of such city or village for a temporary or limited period of time upon the payment of such sum as may be fixed and required by such council or governing body not exceeding the sum of . . . . dollars per week and in fixing and determining the amount of such license fee the amount, kind and value of the entire stock of goods to be offered for sale as well as the length of time for which the license is to be granted shall be considered, and such council or governing body may require the person or persons applying for such license to furnish it full and accurate information as to the kind, amount and value of the goods which are to be offered for sale.

Penalty.

SEC. 3. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding one hundred (100) dollars, or by imprisonment in the county jail not exceeding ninety (90) days, and in all prosecutions for a violation of this act, proof that the stock of goods from which sales may have been made, or that the capital invested in such stock has not been assessed for taxation during the year in which such sales were made in the city or village where the same shall have been sold, shall be prima facie evidence that the same has not been listed or assessed for taxation.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 13, 1901.