

authorize special school districts to levy taxes for school purposes," relating to the levy of taxes for school purposes in such special school districts.

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

Section 1. **Thirty-five mill school tax authorized in certain cases.**—That Section 1, of Chapter 72, of the General Laws of Minnesota for the year 1913, be and the same is hereby amended so as to read-as follows:

Section 1. The board of education of any school district within this state, organized and existing under any special law passed prior to January 1st, 1867, and whose boundaries are coterminous with the boundaries of any city of the fourth class, is hereby authorized to levy a tax of not to exceed *thirty five* (35) mills on the dollar for school purposes, exclusive of tax levy for interest on bonded indebtedness, sinking fund or building fund, anything in the special law creating such district or amendments thereto to the contrary notwithstanding.

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

Approved April 15, 1921.

CHAPTER 293—H. F. No. 326.

An act to regulate the importations and public service of stallions and jacks, and to provide a lien therefor and also to repeal Chapter 436 General Laws Minnesota 1907.

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

Section 1. **Horses used for breeding purposes to be registered.**—No person, firm or company shall use or offer for public service in this state, any stallion or jack, unless and until the owner of said stallion or jack shall have caused the name, description, and pedigree of such stallion or jack to be enrolled by the Stallion Registration Board, hereinafter provided for, and shall have secured a license certificate as hereinafter provided for. The term "Public service" for the purposes of this act shall apply to and include the mating of any stallion or jack, by any person, to mares other than his own. All enrollment and verification of pedigrees shall be done in the Division of Animal Husbandry of the Department of Agriculture, University of Minnesota.

Sec. 2. **Stallion Registration Board constituted—Meetings—Duties.**—In order to carry out the provisions of this act there shall be constituted a Stallion Registration Board which shall here-

inafter be referred to as the "Board" whose duty it shall be to enroll, verify, and pass upon pedigrees; to pass upon certificates of examination; to issue stallion and jack license certificates; and to perform such other duties and incur such expenses as may be necessary to carry out and enforce the provisions of this act. Said Board shall hold meetings the first Tuesday and subsequent days of February, May, August and November of each year, and such other meetings as may be necessary. The Board shall be composed ex-officio of the president of the Minnesota Horse Breeder's Association, the veterinarian of the Minnesota Experiment Station, and the Professor Animal Husbandry of the Department of Agriculture, University of Minnesota. Said Board shall have power to employ an executive officer to perform the active work and urgent duties provided for by this act.

Sec. 3. Licenses—Recognized registry associations.—In order to secure a license certificate herein provided for, the owner of said stallion or jack shall present to the Board an application for license together with the original studbook registry certificate of said stallion or jack which is properly issued by a recognized registry association, and other papers relating to the breeding and ownership of said stallion or jack, and the fees hereinafter provided for. In the event that the certificate of registry presented shall in any manner be irregular or fraudulent, said Board shall have the power to refuse to issue a license based upon such certificate, or to revoke any license which may have been issued by reason thereof. The following registry associations are hereby designated as recognized registry associations: American Trotting Register Association; American Association of Importers and Breeders of Belgian Draft Horses; Arabian Horse Club of America; Cleveland Bay Society of America; American Clydesdale Association; French Coach Horse Society of America; French Coach Horse Registry Co.; German, Hanoverian, and Oldenburg Coach Horse Association of America; American Hackney Horse Society; Morgan Horse Register; Percheron Society of America; American Breeders and Importers Percheron Registry Co.; Percheron Registry Co.; American Saddle-Horse Breeders Association; American Shetland Pony Club; American Shire Horse Association; American Suffolk Horse Association; The Jockey Club; The National French Draft Horse Association; Welsh Pony and Cob Society of America; Standard Jack and Jennett Registry of America; American Breeders Association of Jacks and Jennetts. Said owner shall have said stallion or jack examined by a qualified, graduate veterinarian approved by the Board, and it shall be the duty of the examining veterinarian to furnish the Board with a certificate of examination certified to before a Notary Public, setting forth the condition of soundness of the stallion or jack examined. Upon verification of the certificate of pedigree and upon

receipt of the veterinarian's certificate of soundness, and upon payment of the fee hereinafter provided for, a stallion or jack license shall be issued to the owner of said stallion or jack, except as hereinafter provided for.

Sec. 4. Diseases—Examination.—The presence of any one or more of the following named diseases shall disqualify a stallion or jack from public service, and are hereby defined as infectious, contagious, or transmissible disease or unsoundness for the purposes of this act: Bone spavin, sidebone, ringbone, curb (when accompanied by curby formation of the hock), glanders-farcy, *maladie-du-coit*, urethral gleet, and mange. The Board is hereby authorized to refuse certificate of enrollment to any stallion affected with any one of the diseases or unsoundnesses specified, and to revoke a previously issued stallion license certificate of any stallion found on examination to be so affected. Provided; however, that in the event a stallion, previously licensed, is found upon re-examination to be affected with any disease or unsoundness hereinbefore specified, the Board may grant the owner of said stallion a license, said license to set forth the condition of soundness as reported by the examining veterinarian. The owner of every stallion or jack licensed under the provisions of this act shall have said stallion or jack re-examined every fourth year until said stallion or jack is ten years of age, at which time he shall be exempt from further re-examination.

Sec. 5. Owner may protest—Re-examination.—Whenever a stallion or jack has been rejected by the Board and the owner is not satisfied with the decision, said owner may file a protest. Said protest shall be accompanied by a certified check to the amount of \$10. and upon receipt of these papers the Board shall provide for re-examination to be made by a competent disinterested veterinarian, other than the one who made the first examination. In case the report of this veterinarian shall agree with that made by the veterinarian previously examining the stallion or jack, his decision shall be final and the expense of the examination shall be paid from the certified check deposited by the stallion or jack owner, and the balance, if any, shall be refunded to him. In case the second examining veterinarian shall declare that the stallion or jack is not affected with any of the diseases or unsoundnesses hereinbefore specified, the expense of the examination shall be paid by the Board out of the funds hereinafter provided for, and the deposit of the owner shall be refunded to him.

Sec. 6. Temporary certificates.—The Board is authorized in cases of emergency to grant temporary license certificates without veterinary examination upon receipt of an affidavit of the owner to the effect that to the best of his knowledge and belief said stallion or jack is free from infectious, contagious, or transmissible disease

or unsoundness. Temporary license certificates shall be valid only until veterinary examination can reasonably be made.

Sec. 7. License to be posted.—The owner of any stallion or jack standing for public service in this state shall during the entire breeding season, keep an exact copy of the license certificate of such stallion or jack, posted in a conspicuous place on every stable or building where said stallion or jack stands for public service. Said copies shall be printed in bold face and conspicuous type, not smaller than that appearing in the license certificate issued by the Board. Every hand-bill and poster issued by the owner of any stallion or jack licensed under this act, shall contain an exact copy of his license certificate and shall not contain illustrations, pedigrees, or other matter that is untruthful or misleading. Every newspaper advertisement pertaining to or describing the stallion or jack as a sire, shall contain in conspicuous type, the name of the class (whether pure-bred or grade) and the number of the license certificate issued by the Board, for said stallion or jack, and shall not contain illustrations, pedigrees or other matter that is untruthful or misleading.

Sec. 8. How registered.—Any stallion, the pedigree of which is properly registered in a recognized studbook, shall be licensed as a Pure-Bred. Any stallion which is not registered in a recognized studbook shall be licensed as a Grade. Any jack, the pedigree of which is properly registered in a recognized studbook shall be licensed as a Registered Jack. Any jack which is not properly registered in a recognized studbook shall be licensed as a Non-Registered Jack. Any stallion registered in the Non-Standard Department of the American Trotting Register shall be licensed as a Grade.

Sec. 9. Fees—Renewal.—A fee not to exceed \$4. shall be paid to the Secretary of the Board for the examination and enrollment of each pedigree and the issuance of a license certificate in accordance with the breeding of the stallion or jack. In order to keep said license certificate effective, a fee not exceeding \$2. shall be paid annually for the renewal of the license certificate. In case the license is not renewed, the Board is authorized to revoke such license. A fee of \$5. shall be paid to the Board for the veterinary examination of each horse examined, when the veterinarian making such examination is employed by the Board.

Sec. 10. Transfer of certificate.—Upon transfer of ownership of any stallion or jack licensed under the provisions of this act, the license certificate may be transferred by the Secretary of the Board upon submittal of satisfactory proof of such transfer and upon payment of a fee of \$1.00.

Sec. 11. Importer must obtain certificate.—Every person importing into the state any stallion or jack for breeding or sale purposes, shall first secure a certificate from a competent and reputa-

ble veterinarian, or a state license certificate, certifying that such stallion or jack is free from all of the diseases and unsoundnesses heretofore specified. A copy of such certificate must be attached to the way-bill before the importation of such stallion or jack into the state.

Sec. 12. Violation—Penalties.—Violation of any of the provisions of this act is hereby made 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 ten days nor more than thirty days for each offense. The burden of proving his license shall be upon the defendant in all actions hereinbefore referred to.

Sec. 13. Disposition of funds.—The funds accruing from the above-named fines, fees, or from other sources, shall be used by the Board to defray the expenses of enrollment of pedigrees and issuance of licenses, to provide for the examination of stallions and jacks; to publish reports or bulletins containing lists of stallions and jacks examined; to disseminate information pertaining to horse breeding, and for any other such purposes as may be necessary to properly carry out and enforce the provisions of this act. It shall be the duty of this Board to make annual report, including financial statement, to the governor of the state, and all financial records shall be subject to inspection at any time by the public examiner.

Sec. 14. Lien for service—Action.—Every stallion or jack owner complying with the provisions of this act shall have a lien on each mare served and first lien on the offspring resulting from such service, to the amount of the agreed service fee. Said lien shall become effective upon the birth of the foal or upon the fulfillment by the owner of said stallion or jack of his contract, or in case of removal or attempted removal of the mare without consent of the person holding the lien, from the county wherein her owner resides at the time of service, and it shall remain effective for a period of eighteen (18) months from the date of service. In case his right of action accrues, the owner of such stallion or jack may file with any justice of the peace in the county, a written statement containing his cause for action, amount of his claim and a description of the mare upon which he has a lien, and the justice shall thereupon issue a summons as in other cases and an order to the constable to take the animal and her offspring if there be an offspring, and hold (her) or them subject to the order of the court. If upon trial, judgment be rendered for the plaintiff the court shall order a sale of the animal or animals to pay the judgment and costs.

Sec. 15. Records, etc., to be property of board.—That the records, files, supplies, and funds which have accumulated under the provisions of Chapter 436, Statutes of 1907, shall become the property of the Stallion Registration Board herein provided for, and that insofar as these records and licenses issued thereunder do not conflict with any provisions of this act, they shall be accepted by

the Board herein provided for and remain effective for the regular time for which they were originally issued.

Sec. 16. **Chapter 436, General Laws 1907, repealed.**—That Chapter 436 of the General Laws of 1907 is hereby repealed.

Sec. 17. **Not to issue license for mongrel stallion after Jan. 1, 1928.**—The Board is hereby authorized to refuse to issue a license to a mongrel stallion beginning January 1, 1928.

Approved April 15, 1921.

CHAPTER 294—H. F. No. 6.

An act requiring villages and cities of the fourth class to provide and maintain public rest rooms, with toilet and lavatory facilities.

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

Section 1. **Cities and villages to provide rest rooms.**—That all incorporated boroughs, villages and cities of the fourth class in this state shall each provide and maintain in or near the business center of the village or city a public rest room: such rest room shall be furnished with a suitable number of chairs and a table or tables; shall be heated and lighted between the hours of ten o'clock in the forenoon and six o'clock in the afternoon; the entrance thereto shall be from a public street and there shall be placed on or over the entrance thereto a sign bearing the words "PUBLIC REST ROOM."

Sec. 2. **To have facilities for women and children.**—There shall be provided and at all times maintained in connection with such rest room suitable toilet facilities for women and children.

Sec. 3. **Rest rooms to be free—Shall be kept clean.**—Such rest rooms, toilet and lavatories shall be open to free use and enjoyment by the public subject to such reasonable rules and regulations as may be prescribed by the city or village council. The city or village council is hereby authorized to provide by ordinance for the punishment of any person wilfully defiling any such premises or injury or destroying any property used in connection with such rest room. Such rest room and the toilets and lavatories and the accessories thereto shall at all times be kept and maintained in a clean, neat and sanitary condition.

Sec. 4. **Rest rooms may be in hotel or other public building.**—It shall be deemed a compliance with the provisions of this act for any city or village to make arrangements with the proprietor of any hotel or any other public building for the furnishing by the latter to the public without charge of the facilities hereinbefore specified by permitting the public to use the hotel lobby or other public room as a rest room and likewise permitting the public to