

In the event that any such bonds remain unpaid at maturity, upon the demand of the governing body of such school district or township, or the holder of any such bonds, the State Auditor shall issue to the Treasurer of such school district or township a warrant on the State Treasurer for that portion of such past due principal and interest computed as in the case of the county liability hereinbefore authorized to be voluntarily assumed. All monies received by any school district or township pursuant to this section shall be applied to the payment of such past due bonds and interest.

Sec. 12. Violations a misdemeanor.—Any person who within the limits of any such project shall wilfully violate or fail to comply with any rule or regulation of the Department of Conservation adopted and promulgated in accordance with the provisions of this Act shall be deemed guilty of a misdemeanor.

Sec. 13. Provisions separable.—This Act shall be held unconstitutional only in the event that some major provisions of the Act are found unconstitutional and invalid that would make the Act unworkable. If any minor provisions of this Act be held unconstitutional it shall in no way affect or invalidate any other provision or part hereof.”

Approved April 25, 1931

CHAPTER 408—H. F. No. 671

An act creating an official board to improve poultry breeding and to control and eradicate communicable diseases of poultry; authorizing the board to formulate plans and to prescribe, adopt and enforce rules and regulations for the accreditation and certification of poultry hatcheries and poultry breeding flocks from the standpoint of breed improvement: authorizing the state livestock sanitary board to prescribe, adopt and enforce rules and regulations whereby owners of poultry breeding flocks may have the same approved and accredited as free from certain diseases: prescribing penalties for violation of this Act: and appropriating money for the administration and enforcement of same.

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

Section 1. Poultry breeding board created.—For the purpose of fostering the development of the poultry industry of the state of Minnesota, particularly through the improvement of breed type and productiveness of poultry flocks and through the control and eradication of infectious and communicable diseases and for the further purpose of affording protection to buyers of poultry breeding stock by providing and indicating dependable sources from which poultry may be purchased, there is hereby created a body to be known as the Minnesota Poultry Improvement Board which shall be constituted as follows: The Commissioner of Agriculture, Dairy and Food of the State of Minnesota, the Chief of the Poultry Division of the College of Agriculture, University of Minnesota, the secretary and executive officer of the State Live-stock Sanitary Board and two other members who shall be competent and experienced poultrymen and who shall also be owners and operators of commercial poultry hatcheries to be appointed by the governor of the state of Minnesota each for terms of three years and until their successors qualify; provided, however, that, of the first two appointments of hatchery owners after the passage of this act, one shall be appointed for a two-year term only.

Sec. 2. Board to serve without compensation.—The members of the Minnesota Poultry Improvement Board shall serve without compensation as such, but the expenses of each, necessarily incurred in the discharge of his duties, shall be paid by the state. Within 30 days after this act goes into effect the board shall meet and elect a president and a vice president and do such other things as are needful to initiate the work provided for in this act. The board shall hold quarterly meetings at the seat of government on the first Tuesday after the first Monday in January, April, July and October. Officers shall be elected at the April meeting. Special meetings may be held upon the call of the president of the board. Three members shall constitute a quorum.

Sec. 3. Powers and duties.—The Minnesota Poultry Improvement Board shall have power to employ a secretary and executive officer, not a member of the board, for a term of one year and until his successor qualifies. The said secretary and executive officer shall be a competent and experienced poultryman. The board may also employ and dismiss at will such other persons as are necessary to carry out the provisions of this act and to fix all sala-

ries and to provide for expenses generally not inconsistent with law. The board is further authorized and directed to formulate and adopt a plan or plans whereby owners of poultry breeding flocks may, upon application, have such flocks culled, inspected and supervised to the end that such flocks may be accredited and certified for standard type and egg production; and likewise poultry hatcheries may be accredited and certified as hatching and selling stock produced only from accredited and certified flocks. The board is further authorized to make, publish and enforce rules and regulations to these ends not inconsistent with law and to define, prescribe and authorize the use of uniform terminology to apply to varying degrees of accreditation and certification. The board is further authorized to adopt the STANDARD BREEDING PLAN of accreditation and certification sponsored by the United States Department of Agriculture or any other plan sponsored by said department and to cooperate with said department in matters of poultry improvement. The board is further authorized to prescribe and collect fees for inspection and supervision and to prescribe and furnish labels, leg bands and certificates of accreditation and certification and such other supplies as may be necessary and to prescribe and collect fees for the same. The board is further authorized to do such other things as it may deem needful and expedient to improve poultry breeding and practices and to give effect to this act.

Sec. 4. Advertising.—Owners of accredited and certified poultry breeding flocks and hatcheries shall have the right to use the terminology prescribed by the board in their literature and advertising and on shipping labels, provided that the board may by regulation require the submission of all or any part of such literature and advertising matter to it for review and approval before publication or issuance.

Sec. 5. Disposition of fees.—All fees collected under this act shall be deposited in the state treasury and shall be placed in a special fund to be known as the "Poultry Improvement Board Fund," available for and from which expense of the board in carrying out this act shall be paid.

Sec. 6. To cooperate with the state live stock sanitary board.—The State Livestock Sanitary Board shall cooperate with the Minnesota Poultry Improvement Board in all ways consistent

with law, provided that the State Livestock Sanitary Board shall have exclusive jurisdiction and control over all matters pertaining to poultry diseases and the control and eradication thereof. And the State Livestock Sanitary Board is hereby authorized to formulate, adopt and enforce rules and regulations whereby owners of poultry breeding flocks may, upon agreement with the said board, have such flocks examined, tested and officially designated as tested, approved or accredited free from bacillary white diarrhea, tuberculosis or other communicable, infectious diseases when and as approved methods for official testing for such other diseases may be adopted by the said board; provided there are necessary personnel and available funds appropriated for the use of the said board in making such tests and inspections. In order to distinguish eradication of specific diseases, the abbreviation for the disease shall be prefixed to the words "tested", "approved" or "accredited", as "T. B. Tested", "T. B. Approved" and "T. B. Accredited" for tuberculosis and "B.W.D. Tested", "B.W.D. Approved" and "B.W.D. Accredited" for bacillary white diarrhea.

Sec. 7. Products to be labeled.—All poultry and poultry products shipped under the authority of this act shall be uniformly labelled with designs prescribed and furnished by the Minnesota Poultry Improvement Board, provided that all labeling for testing, approval and accreditation as to disease shall first be approved by the State Livestock Sanitary Board.

Sec. 8. Certain advertising prohibited.—No person, firm, association, partnership or corporation shall use in literature, advertising material or on shipping labels or otherwise the words "tested", "approved", "accredited" or "certified" in conjunction with either the word "state" or the word "Minnesota" or both of them as related to a poultry hatchery or a poultry breeding flock except under the authority of this act.

Sec. 9. May cancel certificates.—In his discretion, the secretary and executive officer of the Minnesota Poultry Improvement Board may cancel any certificate of accreditation or certification issued under the authority of his board, and likewise the secretary and executive officer of the State Livestock Sanitary Board may cancel any certificate of testing, approval or accreditation issued under the authority of his board for violation of this act or any

rule or regulation adopted hereunder; and any person, firm, association, partnership or corporation who shall violate any provision of this act or any regulation adopted hereunder shall be guilty of a misdemeanor.

Sec. 10. Appropriation.—There is hereby appropriated the sum of \$3,500.00, or so much thereof as may be necessary, from any moneys in the state treasury not otherwise appropriated, for the purposes specified in this act for the fiscal year ending June 30, 1932.

Sec. 11. Effective September 1, 1931.—This act shall take effect and be in force from and after the first day of September, 1931.

Approved April 25, 1931

CHAPTER 409—H. F. No. 808

An act relating to wild animals, amending Mason's Minnesota Statutes of 1927, section 5565, as amended by Laws 1929, chapter 17, pertaining to the taking of trout.

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

Section 1. Open season for trout.—That Mason's Minnesota Statutes of 1927, Section 5565, as amended by Laws 1929, Chapter 17, be and the same is hereby amended so as to read as follows:

“5565. Trout (except lake trout) may be taken by angling and thereafter possessed between *May 1st*, and *September 1st* following, both days inclusive, except in Lake county and *St. Louis, Itasca, Carlton, Cook and Koochiching counties* wherein such trout may be so taken and possessed between *May 15th* and *September 1st* following both days inclusive. All trout caught by angling regardless of size shall be retained in possession. A person may not take to exceed 15 such trout in one day, nor have in possession more than 25 such trout or 20 pounds thereof at any one time. The use