

Section 1. Powers and duties of Board of Education in certain cases.—Mason's Minnesota Statutes of 1927, Section 2802-22, is hereby amended so as to read as follows:

“Section 7. The city clerk or city recorder shall ex-officio be the secretary of the board of education, and the city treasurer shall ex-officio be the treasurer of said board of education. The funds of the said board of education shall be paid out on the warrant of the board, signed by the president and countersigned by the secretary, and the secretary and treasurer of said board shall give bonds for the faithful performance of their duties, and for the faithful care and custody of the funds of said board, in such amounts and as often shall be required by the board; *Provided, that in any city contiguous to a city of the first class, now having a population of more than 10,000 persons and in which a board of education has been organized pursuant to the terms of this act, the city clerk or city recorder shall not be the secretary of said board and the city treasurer shall not be the treasurer of said board, but said board, at its first meeting following the general city election, shall elect a secretary and treasurer who shall serve for the term of two years, unless removed for cause, and shall fix their respective compensations; such secretary and treasurer so elected by said board shall give bonds for their respective faithful performance of their duties and for the faithful care and custody of the funds of said board, in such amounts and as often as shall be required by the board.*”

Sec. 2. All acts and parts of acts, both general and special which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Approved February 27, 1935.

CHAPTER 29—H. F. No. 329

An act relating to the control by counties of insect pests, plant diseases, bee diseases and rodents, and providing penalties for the prevention, obstruction or interference with the carrying out of the provisions thereof or the neglecting to comply with rules and regulations of County Commissioners made thereunder.

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

Section 1. County board may appropriate money for control of insect pests, etc.—When recommended so to do by the State Commissioner of Agriculture, such recommendation being based on the expert opinion of the State Entomologist, the board of commissioners of any county of this State is hereby authorized and empowered to appropriate money for the control of insect pests, plant diseases, bee diseases or rodents. Such money shall be expended according to technical and expert opinions and plans as shall be designated by the State Entomologist.

Sec. 2. Board may appoint supervisor.—The board of commissioners of any county of this state, where the State Commissioner of Agriculture has recommended appropriation of money for the control of insect pests, plant diseases, bee diseases or rodents may appoint, if the State Entomologist deems advisable, a part or full time supervisor, whose duty it shall be, acting under the direction of the State Entomologist, to institute and carry out such plans and procedures for effective control as said entomologist shall advise.

Sec. 3. Board to fix compensation.—Any person so appointed under the provisions of this Act shall possess such qualifications, technical or expert training, as the State Entomologist shall deem necessary and shall receive such compensation as may be fixed and determined by the Board of County Commissioners of the county in which said supervisor is to serve. Such supervisor shall be paid mileage for travel and subsistence expense in accordance with the rules and laws pertaining to these items in the county.

Sec. 4. Purposes for which appropriation may be used.—Money appropriated according to this act shall be used only for expenses and wages of a supervisor as provided in this act and for the purchase and transportation into the county of materials and equipment as recommended by the State Entomologist.

Sec. 5. Organization must be completed before money expended.—The county supervisor with the support of the county commissioners shall organize the owners, renters and lessees of land within the area infected or infested with diseases, insects or rodents according to the plan advocated by the State Entomologist. No material or equipment for control shall be distributed to any individual, organization or unit of organization until such organization has been perfected to meet the plans as outlined by the State Entomologist.

Sec. 6. County board and county supervisors to supervise work.—The county supervisor and board of county commissioners shall determine what land within the infested or infected areas the control measures have not been carried out, according to the rules and regulations, and it shall be their duty to employ competent persons in sufficient numbers to apply such control measures as may be provided for according to this act. The county commissioners shall have the power to fix the compensation of such persons so employed, which, however, shall not exceed the sum of four dollars for each day actually spent in such work and the necessary expenses incurred therein and such amount so expended for such labor and expenses may be by the county commissioners assessed against each respective tract of land to be collected in the same manner as taxes are collected. The county commissioners, when necessary, may order the same paid out of the general fund of the county until such time as the tax levy for that purpose has been collected, when it shall be the duty of the county treasurer, upon order of the county commissioners to reimburse the general fund for such advances.

Sec. 7. Owners and renters to organize.—It shall be the duty of all owners, renters and lessees of land within such infected or infested areas as designated by the State Entomologist to organize, and through such organization apply for, obtain and distribute, the control materials furnished by the counties for the control of said diseases, insects or rodents, in strict conformity with the provisions of this act and the rules and regulations promulgated by the county commissioners as herein provided for. It shall likewise be the duty of every owner, renter or lessee of land within such county, who resides elsewhere but who has notice of the distribution of such poison or other material or equipment, to apply for, obtain and distribute the same as is required by resident owners, renters or lessees.

Sec. 8. Certain acts to be misdemeanors.—Any person who shall prevent, obstruct or in any manner interfere with the county authorities or their agents in carrying out the provisions of this act, or neglects to comply with the rules and regulations of the county commissioners promulgated under authority of this act, shall be deemed guilty of a misdemeanor.

Sec. 9. Definitions.—The term "Insect Pest" as used in this act shall include grasshoppers, cut-worm, army worm, European corn borer, Japanese beetle, chinch bug, bee moths

and any other insect which the State Entomologist may designate as dangerous to agricultural and horticultural crops.

Sec. 10. **Definitions.**—The term "Rodents" as used in this act shall include such rodents as rats, gophers, mice and others which the State Entomologist may designate dangerous to the welfare of the people.

Sec. 11. **Definitions.**—The term "Diseases" in this act shall refer to dangerous plant diseases and bee diseases as the State Entomologist may designate are dangerous to agriculture, horticulture and forestry.

Approved February 27, 1935.

CHAPTER 30—S. F. No. 772

An act to appropriate \$500,000.00 for Drouth Relief and providing for the expenditure and distribution thereof.

WHEREAS, an emergency exists:

In that, by reason of drouth and other causes, there exists a dire scarcity of feed for livestock on various farms in the counties of the State of Minnesota and such livestock is in imminent danger of starvation, and

In that owners of said livestock are without funds or other means of procuring feed for them, and

In that the loss in large numbers of such livestock by death or by premature marketing would so deplete the livestock supply within the State as to cause serious suffering and loss to the State at large and to its citizens and the preservation of such livestock is essential to the welfare of the State of Minnesota:

THEREFORE

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

Section 1. Appropriation for drouth relief.—The sum of \$500,000.00 or so much thereof as may be necessary is hereby appropriated from any moneys in the state treasury not otherwise appropriated, for the purchase and distribution of feed for livestock on farms in the various counties of the State of Minnesota and for the expense of administering this act. Said appropriation shall be immediately available, and shall be in addition to any appropriation that has been or may be