

may determine whether expenditures shall be made from the federal grant or the state appropriation. Unexpended or unencumbered balances of such moneys hereafter received from the United States and hereafter remaining on hand at any time shall not be cancelled or applied in reimbursement or offset of state appropriations, but shall remain available for the purposes for which they were granted until expended.

Sec. 2. Compliance; enforcement. Appropriate funds and accounts shall be maintained by the state auditor and state treasurer to secure compliance with the provisions hereof.

Approved April 23, 1945.

CHAPTER 523—S. F. No. 645

An act creating a commission for the purpose of selecting or establishing a site on which to build a state school for the feeble-minded; prescribing the duties of such commission and the method of its appointment; providing for the preparation of plans and specifications for a school for the feeble-minded on the site so selected and for expenses of the commission; Providing for the submission of the report of said commission and said preliminary plans and specifications to the next session of the Legislature; and appropriating moneys to carry out the purposes of this act.

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

Section 1. State feeble-minded school site commission. There is hereby created a commission to be known as the State Feeble-minded School Site Commission, which shall consist of five members, two to be appointed by the Governor, two to be appointed by the Executive Council, and a fifth member who shall be the Director of Public Institutions. The members of the Commission shall be citizens and residents of the State of Minnesota. The Commission shall select or establish a site at such place in northern Minnesota as may to said Commission seem best and proper for the erection of another State School for the Feeble-minded, and cause to be prepared and submitted to the next session of the legislature a report and the plans, specifications, and estimate hereinafter referred to. In selecting said site the Commission is to have in mind the acquiring or establishing of a site of not less than 640 acres and to see to it that the site, so selected,

is conveniently connected with railroad and highway transportation to bring in the patients and necessary supplies to said institution, and also to bear in mind the population centers of the state.

Sec. 2. Receive or acquire land. The commission hereby created is hereby empowered to acquire and to accept property for the purpose herein described, by deed, contract or option, in behalf of the State of Minnesota, and any lands, together with the buildings thereon and the equipment therein, which may be offered as a gift to the State if the same is found suitable to carry out the intents and purposes of this act, and for such purposes, any county or counties, and municipalities having such facilities, or hereafter acquiring such facilities, are hereby authorized and empowered to transfer to the State by proper conveyances, any lands, building and equipment which either or any of them may have upon such terms and conditions as may be agreed upon between such county or counties and municipalities and the state.

Sec. 3. Expenses of members; per diem. Each of said Commissioners shall be entitled to receive his actual traveling and subsistence expenses and the sum of \$10.00 per day for each and every day of time actually spent in the discharge of his duties except that the Director of the Division of Public Institutions shall be entitled to traveling and subsistence expenses only.

Sec. 4. Oath. Each of said Commissioners shall take the usual oath of office before entering upon the discharge of his duties.

Sec. 5. Plans; specifications; estimate of cost. Upon the appointment of said Commission members, and after the Commission has selected a site, the Commission shall cause preliminary plans and specifications to be prepared for the erection of new buildings upon said site, to constitute a State School for the Feeble-minded, patterned after, and equipped by, in the main, the most modern methods for institutions of said type. The Commission shall also cause to be prepared an estimate of the cost of the construction of such new buildings and shall cause to be submitted to the next session of the legislature a report with reference to the site so chosen and to said estimate of the cost of the construction of such new buildings, together with said preliminary plans and specifications.

Sec. 6. Appropriation. There is hereby appropriated to said Commission out of the general revenue fund in the state treasury the sum of \$25,000, or so much thereof as may be

necessary, to pay the traveling and subsistence expenses and per diem compensation of said Commissioners, the costs of administration of said Commission, and the costs of said plans, specifications, and estimate of the cost of the construction of such new buildings and the costs of administration of said Commission.

Approved April 23, 1945.

CHAPTER 524—S. F. No. 700

An act relating to the licensing of dealers in nursery stock; amending Minnesota Statutes 1941, Section 18.09 (a).

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

Section 1. Minnesota Statutes 1941, Section 18.09 (a), is amended to read as follows:

18.09. **Dealer's certificate obtained before sale.** (a) Any person, firm, or corporation, before offering for sale nursery stock not grown by the person, firm, or corporation, must obtain from the state inspector of nurseries a dealer's certificate unless otherwise granted a regular certificate of inspection, such dealer's certificate to be granted to such person, firm, or corporation for nursery stock purchased from any inspected nursery or for foreign nursery stock inspected in this state. Such dealer's certificate must be obtained whether or not such nursery stock is actually owned by the person, firm, or corporation, except that this provision shall not apply to any bona fide agent of the nursery or bona fide agent of a dealer in nursery stock. The certificate, or a duplicate copy thereof, shall be displayed in a prominent manner at each place where such nursery stock is offered for sale. All dealer's certificates shall expire September 15th of each year. The fee for issuing dealer's certificate as provided herein shall be \$10.00, and an additional fee of \$5.00 shall be paid for each additional branch store or other premises where such nursery stock is offered for sale by the person, firm, or corporation. Nothing in this section shall be construed as exempting any nursery branch or chain stores from the provisions of Laws 1933, Chapter 213, and acts amendatory thereof.

Approved April 23, 1945.