

**64.35. Expense of examination.** *The cost of any examination made by the commissioner, of any fraternal beneficiary association, shall be paid by the association. Per diem and expenses charged shall be the same as those charged other insurance companies and set out in Sections 60.09 and 60.10.*

Approved April 18, 1949.

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CHAPTER 488—H. F. No. 771

*An act relating to agricultural seeds, and amending Minnesota Statutes 1945, Section 21.101.*

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

Section 1. Minnesota Statutes 1945, Section 21.101, is amended as follows :

**21.101. Tags and stamps. Subdivision 1. Furnished.** For the purposes of defraying the costs of inspection of agricultural seeds in this state, the commissioner shall furnish tags or stamps in form and character as shall be adequate for the purposes and in the manner hereinafter described.

**Subd. 2. Kinds and colors.** It shall be the duty of every vendor selling, offering or exposing agricultural seed, except cereals, for sale in Minnesota to have attached to each original container thereof, except of uncleaned seed, a tag or stamp prescribed and prepared by the commissioner and sold to the vendor at the prices described in subdivision 3, provided that the cost of all such tags or stamps attached to containers of seed shall be added to the selling price of the seed by all wholesalers thereof. Provided, however, that seed sold by one wholesaler to another wholesaler need not have the sales tag attached.

**Subd. 3. Prices.** The prices to be paid by vendors for the tags or stamps shall be the following rates :

- 100 to 160 pound containers—5 cents each
- 60 to 99 pound containers—4 cents each
- 30 to 59 pound containers—3 cents each

15 to 29 pound containers—2 cents each

1/2 to 14 pound containers—1 cent each

except samples of seven pounds or less in weight which are given free to consumers for trial planting, or given or sold to vendors for display or advertising purposes only.

*Subd. 4. Rules and regulations. The commissioner is authorized, at his discretion and under such rules and regulations as may be promulgated, to issue permits on application therefor, to any person, firm or corporation, to ship, sell or expose for sale in Minnesota agricultural seeds which conform to and are labeled under Minnesota Statutes 1945, Chapter 21, without the use or attachment of tags or stamps purchased from the commissioner; provided such person, firm or corporation reports quarterly under oath to the commissioner the tonnage of agricultural seeds shipped or sold for consumption in Minnesota, and pays the tonnage fee thereon at the same rate as the cost therefor would be for tags or stamps provided for in this section. Such tonnage fees must be paid on all agricultural seeds as defined in section 21.01, which are sold, offered for sale or exposed for sale in Minnesota. All tonnage fees shall be due and payable within thirty days of the quarters ending December 31, March 31, June 30, and September 30 of each year, and remittance therefor shall accompany and be attached to the tonnage report. Any person, firm or corporation to whom permits are granted shall show as part of their analysis labels on all agricultural seeds, the permit number, and such additional information in connection therewith as the commissioner shall require. The commissioner or his authorized agents shall have the right at all reasonable times to examine the records of applicants to verify the correctness of their tonnage reports.*

**Subd. 5. Location of fees.** All fees and moneys collected from the sale of tags or labels and tonnage fees herein referred to shall be deposited in the state treasury as other departmental receipts are deposited, and shall be credited to and become a part of the "Seed Act Account" created by section 21.02, subdivision 6, for the purpose of defraying the expenses of administering and enforcement of section 21.101, the Hybrid Seed Corn Act, and the Pure Seeds Act, as amended.

Approved April 18, 1949.