

CHAPTER 382—H. F. No. 1037

An act relating to the sale of cigarettes; amending Minnesota Statutes 1949, Sections 461.12, 461.13.

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

Section 1. Minnesota Statutes 1949, Section 461.12, is amended to read:

461.12 Municipal cigarette licenses. The governing body of each *town*, village, borough and city of any class, may, after January 1, 1942, license and regulate the sale at retail of cigarettes, cigarette paper, or cigarette wrappers and fix the license fee therefor at not to exceed \$12 per annum, and provide for the punishment of any violation of such regulations, and make such other provisions for the regulation of the sale of cigarettes within its jurisdiction as are permitted by law. The county board may make like provisions for licensing and regulating the sale of cigarettes in *unorganized territory*.

Sec. 2. Minnesota Statutes 1949, Section 461.13, is amended to read:

461.13 Cigarette license fees, apportionment. The fees for licenses granted by the governing body of any municipality shall be for the benefit of the municipality. *When a license is issued by the county board the fee shall be deposited in the county treasury and be credited to the county revenue fund.*

Approved April 16, 1951.

CHAPTER 383—S. F. No. 1110

An act relating to the youth conservation commission; authorizing a quorum for certain purposes; amending Minnesota Statutes 1949, Section 260.125, Subdivisions 3 and 10.

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

Section 1. Minnesota Statutes 1949, Section 260.125, Subdivision 3, is amended to read:

260.125. Subd. 3. **Commission; personnel, quorum; director, appointment, compensation.** The commission shall consist of six persons including the director of the division of public institutions, the chairman of the state board of parole, and four others, at least one of whom shall be a woman appointed by the governor, with the consent of the senate. Three members shall constitute a quorum, *except as otherwise provided in subdivision 10.* The governor shall designate one of the appointed members as the chairman who shall be the full time director of the commission. The director shall be responsible for the administration and enforcement of this section under the direction of the commission. The director of the division of public institutions and the chairman of the state board of parole shall serve without additional compensation. All other members shall serve on a per diem basis.

Sec. 2. Minnesota Statutes 1949, Section 260.125, Subdivision 10, is amended to read:

Subd. 10. **Powers; grant probation, commit to institution.** (1) Every order granting or revoking probation, committing to an institution, granting or revoking parole, or issuing final discharge to any person under the control of the commission shall be made by the commission, and the commission may not delegate the making of such decisions to any other body or person, *except the commission may sit for these purposes, in division of three, and each division shall constitute a quorum of the commission providing such division includes at least 2 voting members of the commission. A non-voting member of the staff may sit as the representative of the director, when so authorized by the director, and for the purpose of establishing a quorum. Such non-voting staff member may serve as the third member of such division. The director shall from time to time designate the members of such division and the presiding member thereof.*

(2) All other powers conferred on the commission may be exercised by the director or through his subordinates under rules established by the commission. Any person subjected to an order of the director or such subordinates may petition the commission for review.

Approved April 16, 1951.