

chapter shall be credited to this special compensation fund.

The state treasurer shall be the custodian of this special fund and the industrial commission shall direct the distribution thereof, the same to be paid as other payments of compensation are paid. In case deposit is or has been made under the provisions of clause (1) of this section, and dependency later is shown, or if deposit is or has been made pursuant to either clause (1) or (2) hereof by mistake or inadvertance, or under such circumstances that justice requires a refund thereof, the state treasurer is hereby authorized to refund such deposit under order of the industrial commission.

(3) *There is hereby appropriated out of the general revenue fund to the industrial commission for credit to the special compensation fund the sum of \$125,000 for the period ending June 30, 1955, which appropriation is hereby made available in such amounts and at such times as may be deemed necessary by the industrial commission to discharge its obligations for the payment of benefits out of said special compensation fund. Any and all amounts so appropriated and credited to the special compensation fund shall be repaid from said fund without interest, at such times and in such amounts as may be determined by the industrial commission; provided that in any event the entire amount so appropriated and credited shall be repaid to said fund on or before July 1, 1959.*

(4) *On and after July 1, 1958, payments to the fund based upon permanent partial disability as provided by subdivision 2 of this section shall be reduced to two per cent effective as to accidents occurring on and after July 1, 1958. The industrial commission shall report biennially to the governor and to the legislature as to the financial status of said special compensation fund, which report shall include a statement of the receipts and disbursements for the period covered.*

Sec. 2. This act is in force from and after its passage.

Approved March 12, 1953.

CHAPTER 113—H. F. No. 652

An act relating to apiaries; amending Minnesota Statutes 1949, Section 19.18, Subdivision 2, and Section 19.28, as amended by Laws 1951, Chapter 324.

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

Section 1. Minnesota Statutes 1949, Section 19.18, Subdivision 2, as amended by Laws 1951, Chapter 324, is amended to read:

Subd. 2. **Apiary.** "Apiary" means a place where one or more colonies of bees are kept, *together with all equipment used in maintaining and operating the same.*

Sec. 2. Minnesota Statutes 1949, Section 19.28, as amended by Laws 1951, Chapter 324, is amended to read:

19.28 **Abandoned apiary; possession, sale.** If any abandoned apiary continues as such for 60 days after the owner or operator thereof has been notified by the state entomologist to cease the abandonment and neglect thereof, the state entomologist shall take possession of such apiary and proceed to sell it at public auction. *A notice specifying the time and place of such auction sale, together with a description of the abandoned apiary, shall be served upon the owner in the manner as provided for the service of process in a civil action at least 10 days prior to such public auction.* Any person to whom such an apiary is sold at such public auction shall agree, as a condition of sale, to operate such apiary in a safe and proper manner and in accordance with accepted standards and the regulations of the state entomologist. No such abandoned apiary shall be sold at any such public sale to the owner or operator who abandoned and neglected it. *Every purchaser at such auction sale shall receive a certificate of purchase signed by the state entomologist reciting the description of the apiary purchased and the amount paid therefor.*

After deducting the expense of such public sale *and the unpaid balance upon all encumbrances or liens existing against the abandoned apiary sold, the balance of the proceeds thereof shall be paid to the owner of the apiary so sold.*

Approved March 13, 1953.

CHAPTER 114—S. F. No. 46

An act relating to primary elections; amending Minnesota Statutes 1949, Section 212.46.

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

Section 1. Minnesota Statutes 1949, Section 212.46, is amended to read:

212.46 Elections; primary system The council of any city of the second, third, or fourth class operating under a home rule charter may, by resolution or ordinance adopted at least four weeks before the date of any municipal election for city officers to be held therein, resolve or ordain that all municipal elections for city officers in the city shall be held and