

including all improvements or development costs, at a rate that will average not less than two per cent per annum of such cost for each year or part thereof that the property has been so held, and (2) if, as of the end of any calendar year, the aggregate net income before depreciation from all the properties held by the company under this subdivision, less the sum of all previous write-downs applied with respect to such properties, shall exceed four per cent per annum on the total book value of all such properties for the entire period during which such properties have been so held, the amount of such excess shall be applied, in such amounts as to such properties as the company shall determine, as a further write-down of such total book value. In order to enable the commissioner to obtain comparable information from all companies with respect to their operations under this subdivision and to determine compliance therewith, he may, by regulation, prescribe a uniform classification of all items of investment, income and expense, and a uniform method of reporting such operations. As amended Laws 1947, chapter 227, section 1; Laws 1947, chapter 439, section 2.

Approved April 15, 1955.

CHAPTER 443—S. F. No. 883

An act relating to the regulatory powers of the Minnesota potato development commission; amending Minnesota Statutes 1953, Section 21.39, Subdivision 1.

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

Section 1. Minnesota Statutes 1953, Section 21.39, Subdivision 1, is amended to read:

21.39 Orders of commission; provisions, termination.
Subdivision 1. In accordance with the provisions, restrictions, and limitations set forth herein any order issued by the commission pursuant to sections 21.31 to 21.46 may contain any or all of the following provisions, but no others:

(1) Provisions for entering into contracts with corporations, organizations, or agencies which have facilities, personnel, or knowledge which in the opinion of the board of control would make such corporation, organization, or agency competent to carry out the program or portions thereof outlined by the board of control and recommend to the commission payment for such services from the funds collected by the board under the commission's order.

(2) Provision for the compulsory inspection by the established federal-state inspection service, or special permit or identification to allow for storage or processing in transit.

(3) Provisions for establishment of plans for research and advertising and sales promotion to create new and larger markets for potatoes grown in this state, provided that any such plans shall be directed towards increased sale of potatoes without reference to a particular brand or trade name which is the private property of any person.

(4) Provisions for prohibiting the sale or offering for sale or shipment of cull potatoes on the commercial market, except such potatoes as carry the official tag or other official designation of the Minnesota Seed Certification Department.

(5) Provisions authorizing the control board to obtain a special mark or insignia and establishing rules and regulations governing its use and making the same available to any and all potato producers, or handlers, who are willing to abide by such rules and regulations. Such mark or insignia may be copyrighted in the name of the control board and can be used only on specific permission granted by the control board.

(6) Provisions for entering into cooperative arrangements with organizations or state and federal agencies, including those of other states, whenever, in the opinion of the board of control and the commission, such cooperative arrangements will assist in furthering the declared policies of such sections, and to make payment from the funds collected under such sections for such cooperative arrangement.

(7) Provisions fixing fees and the method of collecting the same as hereinafter provided.

(8) *Provisions for regulating the shipment of particular grades, sizes, or qualities of potatoes differently, for different varieties, for table stock or seed, for different packs, or for any combination of the foregoing, for any period.*

(9) *Provisions for regulating the shipment of potatoes by establishing, in terms of grades, sizes, or both, minimum standards of quality and maturity.*

(10) *Provisions that would require that potatoes offered for sale or shipment to the commercial market have the container labeled, marked, or branded to show the official grade thereof.*

Approved April 15, 1955.
