

Section 1. Counties, auditors and treasurers, salaries. In all counties with a population of less than 50,000 inhabitants according to the 1950 federal census, the county boards of the said counties are hereby authorized in their discretion to increase the annual salary of the county auditor and county treasurer or either in an amount not to exceed 20 percent above the amount provided by any law applicable to such counties which was in force and effect on February 1, 1957.

Sec. 2. Increase no longer necessary. If economic conditions should hereafter exist, in any county, of sufficient importance to convince the county board that the increase in salaries provided in Section 1 of this act is no longer necessary or justifiable, the county board may, at any time after January 1, 1959, by resolution, declare that such increase in salaries shall no longer apply to such county. After the county board, of any county, has adopted a resolution declaring that the provisions of Section 1 of this act shall no longer apply to such county, it may fix the salaries of the county auditor and county treasurer at such amount as it shall consider proper, but such amount shall not be less than the amount provided by law and in effect at the time of the passage of this act.

Sec. 3. Application. The increase in salary of 20 percent as provided in Section 1 of this act shall not apply to any county auditor or county treasurer whose salary is now paid under the provisions of Laws 1951, Chapters 318 or 320; Laws 1953, Chapters 182, 185, 250, 421 or 426; Laws 1955, Chapters 347, 374, 403, 405, 473 or 566, as long as such law shall remain in force and effect, unless such law provides for a lesser salary than such officer would receive if his salary was computed according to Minnesota Statutes 1953, Sections 384.151 and 385.373, plus a 15 percent increase under Minnesota Statutes 1953, Sections 384.151 and 385.374, plus the full cost of living increase under Minnesota Statutes 1953, Section 375.43 plus 20 percent of such total, in which event the salary of such officer may be increased by adding 20 percent to the amount such officer would have received on February 1, 1957, computed under Minnesota Statutes 1953, herein described.

Approved April 20, 1957.

CHAPTER 516—S. F. No. 1280

An act relating to apiaries; amending Minnesota Statutes 1953, Sections 19.18, Subdivisions 1 and 11; 19.19, as amended; 19.20, Subdivision 1; 19.21, 19.22, 19.23, 19.24, 19.25, 19.26,

19.27, 19.28, 19.29, 19.31, 19.33, 19.34, Subdivisions 1 and 2, as amended; 19.35, Subdivision 2; 19.36, and 19.40, Subdivision 3.

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

Section 1. Minnesota Statutes 1953, Section 19.18, Subdivision 1, is amended to read :

19.18. **Definitions.** Subdivision 1. **Terms.** For the purposes of this *act* the terms defined in this section *shall* have the meanings ascribed to them.

Sec. 2. Minnesota Statutes 1953, Section 19.18, Subdivision 11, is amended to read :

Subd. 11. **Commissioner.** "*Commissioner*" means the *commissioner* of the state department of agriculture, dairy, and food.

Sec. 3. Minnesota Statutes 1953, Section 19.19, as amended by Laws 1955, Chapter 450, Section 1, is amended to read :

19.19 **Licenses.** Not later than June 30 each year, every person owning or possessing bees shall file with the *commissioner* an application for registration, which shall set forth the exact location of each apiary owned or controlled by him, the number of colonies in each apiary, and such other information as is required by the *commissioner*. The application shall be accompanied by the fee required, in accordance with the following schedule :

1 to 20 colonies, minimum fee \$1.

All over 20 colonies, five cents per colony, with a maximum fee of \$100. All fees to be based on the May 25th count.

Upon receipt of such application the *commissioner* shall issue and deliver to such applicant a certificate of registration showing that the holder thereof is duly registered and has paid the fees required by this section.

Sec. 4. Minnesota Statutes 1953, Section 19.20, Subdivision 1, is amended to read :

19.20 **Bees, movement or sale.** Subdivision 1. **Permit required.** Except as provided in subdivisions 2 and 3, no person shall sell, or offer or expose for sale, or move any bees or any product of bees in this state without first complying with the provisions of this chapter and obtaining from the *commissioner* a permit to move or sell as the case may be.

Sec. 5. Minnesota Statutes, 1953, Section 19.21, is amended to read:

19.21 **Inspections, investigations.** The *commissioner* may inspect all apiaries at least once each year. He shall cause to be investigated outbreaks of bee diseases and shall take suitable measures for their eradication or control.

Sec. 6. Minnesota Statutes 1953, Section 19.22, is amended to read:

19.22 **Commissioner; powers, duties.** For the purpose of ascertaining the existence of any bee disease, the *commissioner*, or any of his authorized employees, may enter upon any private or public premises and shall have access to any apiary. If any of the bee diseases are found to exist in any apiary or in any colony in any apiary, and if the *commissioner* is of the opinion that such diseases can be controlled by any method, he shall cause the same to be treated. Otherwise the colony or apiary in which such bee diseases are found shall be destroyed by fire. All bee equipment found in any diseased apiary may be destroyed under the direction of the *commissioner*.

Sec. 7. Minnesota Statutes 1953, Section 19.23, is amended to read:

19.23 **Certificate of inspection; issuance, revocation.** The *commissioner* may cause such apiaries to be inspected. When an apiary has been inspected and found to be free from bee diseases, the *commissioner* shall issue to the owner thereof a certificate of inspection provided all the provisions of this chapter have been complied with by him. Any certificate of inspection and health may be revoked by the *commissioner* whenever he determines due cause exists therefor.

Sec. 8. Minnesota Statutes 1953, Section 19.24, is amended to read:

19.24 **Quarantines.** All apiaries, bees, bee products, buildings, premises, bee equipment, and appliances wherein or on which bee diseases are found to exist are under quarantine. Such quarantine shall continue until the *commissioner* declares the same to be free from any such bee diseases. The *commissioner* may declare any such areas surrounding or adjoining those premises wherein bee diseases are found to exist to be under quarantine as he deems necessary to assist in the control or eradication of bee diseases.

Sec. 9. Minnesota Statutes 1953, Section 19.25, is amended to read:

19.25 Spread of disease, prevention. After the *commissioner*, or any person at his request, has made an inspection of any infected apiary or has handled any diseased bees, before leaving such premises, he shall take such measures as are necessary to prevent the spread of any bee diseases found to exist therein.

Sec. 10. Minnesota Statutes 1953, Section 19.26, is amended to read:

19.26 Abandoned apiary, notice. When any apiary is deemed by the *commissioner* to be an abandoned apiary, he shall give written notice by registered mail to the owner or operator thereof, if he can be located, that he deems such apiary an abandoned apiary. If he cannot be located, such notice shall be served on the owner of the land on which the apiary is located. If such apiary continues to be so abandoned for 60 days thereafter, he will seize the apiary and take such further steps as to the sale or destruction thereof as its condition warrants.

Sec. 11. Minnesota Statutes 1953, Section 19.27, is amended to read:

19.27 Destruction of diseased, abandoned apiaries: If any abandoned apiary is found, upon inspection, to be diseased, the *commissioner* shall cause it to be immediately destroyed.

Sec. 12. Minnesota Statutes 1953, Section 19.28, 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 *commissioner* to cease the abandonment and neglect thereof, the *commissioner* 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 *commissioner*. 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 *com-*

commissioner 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.

Sec. 13. Minnesota Statutes 1953, Section 19.29, is amended to read:

19.29 Diseased combs and frames, destruction. Any person keeping bees shall destroy, in such manner as is prescribed by the *commissioner* by regulations, all combs and frames taken from any diseased colony.

Sec. 14. Minnesota Statutes 1953, Section 19.31, is amended to read:

19.31 Bees permit for inspection. Bees in combless packages, bees on combs, used hives, or used apiary appliances, brought into this state from any other state or country, must be accompanied by a certificate of health issued by the official bee inspector of such other state or country. Such certificates shall certify that such bees are free from any bee diseases, which certificate shall be based upon an inspection thereof within 60 days previous to the date of shipment. Before any person transports such bees into this state from any other state or country, he shall obtain from the *commissioner*, at least 30 days prior to the date of shipment thereof, a permit for such transportation. Immediately upon the arrival of any such bees into this state, the owner thereof shall comply with the provisions of this *act* relating to the registration of bees.

Sec. 15. Minnesota Statutes 1953, Section 19.33, is amended to read:

19.33 Inspection of bees, combs and supplies before sale. No combs or used beekeepers' supplies or bees, except in combless packages and with food not made with honey, shall be sold, offered for sale, or removed from the premises without being inspected by the *commissioner*, and having a permit therefor issued by him.

Sec. 16. Minnesota Statutes 1953, Section 19.34, Subdivision 1, as amended by Laws 1955, Chapter 43, Section 2, is amended to read:

19.34 Insanitary conditions; rules, standards; penalty. Subdivision 1. Upon notice and hearing in accordance with the requirements of section 15.042, the commissioner of agriculture, dairy and food, shall have power to establish uniform

rules, regulations and standards relating to the sanitation of honey houses, the keeping and maintaining of bees, bee equipment, apiaries and appliances.

Sec. 17. Minnesota Statutes 1953, Section 19.34, Subdivision 2, as amended by Laws 1955, Chapter 43, Section 2, is amended to read:

Subd. 2. When the *commissioner* finds that any honey house or building or portion of a building in which honey is stored, graded, or processed is being operated while in an insanitary condition, he shall notify the operator or owner thereof. Within 30 days after such notice, the operator or owner thereof shall place such premises in a sanitary condition.

Sec. 18. Minnesota Statutes 1953, Section 19.35, Subdivision 2, is amended to read:

Subd. 2. **Inspection of apiaries.** All queen rearing and queen mating apiaries shall be inspected at least once during each summer season by the *commissioner*. If upon an inspection bee diseases are found to exist in any such apiary, no queen bees shall be shipped therefrom until such time as the *commissioner* declares such apiary free from bee diseases.

Sec. 19. Minnesota Statutes 1953, Section 19.36, is amended to read:

19.36 **Hindrance of commissioner unlawful.** It is unlawful for any person to resist, impede, or hinder the *commissioner* in the performance of his duties under the provisions of this act.

Sec. 20. Minnesota Statutes 1953, Section 19.40, Subdivision 3, is amended to read:

Subd. 3. In addition to any other penalty provided for in this act, bees on combs, used hives, or used apiary appliances brought into this state in violation of any provision of this act shall be seized by the *commissioner* and destroyed by him.

Approved April 20, 1957.

CHAPTER 517—S. F. No. 1281

An act relating to cooperative associations; amending Minnesota Statutes 1953, Section 308.14, Subdivision 2, as amended by Laws 1955, Chapter 222, Section 7.

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