

## CHAPTER 494—S. F. No. 843

*An act relating to economic poisons and devices; amending Minnesota Statutes 1961, Sections 24.072, 24.074, 24.075, and 24.077.*

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

Section 1. Minnesota Statutes 1961, Section 24.072, is amended to read:

**24.072 Economic poisons, devices, sales.** Subdivision 1. **Application for registration.** Any person, before selling or offering for sale any economic poison *or device* within this state, shall annually file with the commissioner, an application for registration of such economic poison *or device* giving the following information: (1) The name and address of each manufacturer or distributor; (2) the name and brand, if any, of each product registered, together with an ingredient statement of each product registered in accordance with section 24.069, subdivision 4, and accompanying each registration application there shall be filed with the commissioner, a label of each product so registered. If the commissioner finds that the application conforms to law he shall issue to the applicant a certificate of registration of the product. If the application is denied the product shall not be offered for sale.

Subd. 2. **Fee.** Each application for registration shall be accompanied by an inspection fee of \$7.50 for each of the first five products registered by any one firm and by an inspection fee of \$2 for each additional product registered. But in cases where the registration fees have been paid by the manufacturer, jobber, or any person, as required by this section, then in that event nothing in this section shall be construed as applying to retail dealers selling economic poisons *or devices*. All such registration fees collected by the commissioner shall be paid into the state treasury and be credited to the general revenue fund.

Subd. 3. **Registration; expiration.** Every registration fee shall expire on June 30 following its issue and no certificate of registration shall be issued for a term longer than one year, and shall not be transferable from one person to another, or from the ownership to whom issued to another ownership, or from one place to another place or location. A penalty of 50 percent of the license or registration fee shall be imposed if license or certificate of registration is not applied for on or before July 1 of each year, or within the same month such economic poisons *or devices* are first manufactured or sold within this state.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.

Sec. 2. Minnesota Statutes 1961, Section 24.074, is amended to read:

24.074 **Rules.** For the purposes aforesaid, it shall also be the duty of the commissioner to make and publish uniform rules and regulations, not inconsistent with law, for carrying out and enforcing the provisions of sections 24.069, subdivisions 2 to 13, and 24.071 to 24.077, as amended, which rules and regulations shall be promulgated in accordance with law. Any person who shall manufacture, use, sell, transport, offer for use, sale or transportation, or have in possession with intent to use, sell or transport any economic poison, *device*, or similar article contrary to the provisions of any such rule or regulation or who shall fail to comply with any such rule or regulation, shall be guilty of a violation of sections 24.069, subdivisions 2 to 13, and 24.071 to 24.077.

Sec. 3. Minnesota Statutes 1961, Section 24.075, is amended to read:

24.075 **Exceptions.** The provisions of sections 24.069, subdivisions 2 to 13, and 24.071 to 24.077, except section 24.073, subdivision 1, shall not apply to (1) finished economic poisons *or devices* in transit through the state or in storage within the state intended for and sold outside of the state; (2) economic poison ingredient materials *or devices* in transit or in storage intended for manufacturing, processing, mixing or repacking; (3) common or private carriers and warehousemen while engaged in lawfully transporting and storing economic poisons *or devices*; (4) public officers while engaged in the performance of their official duties; or (5) any employee of the foregoing while acting in the scope of employment.

Sec. 4. Minnesota Statutes 1961, Section 24.077, is amended to read:

24.077 **Penalties.** Whoever shall expose for sale or sell within this state any economic poison *or device* which is labeled, adulterated or misbranded in any manner other than as specified or required by sections 24.069, subdivisions 4, 9, 10, 11, and 12, or which is not accurately labeled in the manner specified and required by said subdivisions of section 24.069 or any person violating any of the provisions of sections 24.069, subdivisions 2 to 13, and 24.071 to 24.077, or any regulations made hereunder or now in force, upon conviction thereof, be punished by a fine of not less than \$25 or by imprisonment in the county jail for not less than 30 days for the first offense and in the sum of not less than \$50 or by imprisonment in the county jail for not less than 60 days or both for each subsequent offense.

**Changes or additions indicated by *italics*, deletions by ~~strikeout~~.**

Sec. 5. *This act takes effect on July 1, 1963.*

Approved May 6, 1963.

---

CHAPTER 495—S. F. No. 874

*An act relating to the Minnesota soldiers home; providing for membership on the board of trustees and compensation therefor; amending Minnesota Statutes 1961, Sections 198.06 and 198.061.*

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

Section 1. Minnesota Statutes 1961, Section 198.06, is amended to read:

**198.06 Minnesota soldiers home; trustees; compensation, bond.** The *nine* trustees of the soldiers home board shall be appointed by the governor with the consent of the senate, each for a term of six years, and until his successor qualifies. *No two members of the board of trustees, except one member appointed at large, shall reside, at the time of their appointment, in the same congressional district.* Vacancies shall be filled by like appointment for unexpired terms. They shall receive as compensation for their services in attending meetings of the board and meetings of any committee thereof, the sum of \$15 per day for each such meeting day so attended, and in addition thereto actual expenses incurred in attending such meeting. Claims for such compensation shall be paid by the state treasurer from the money provided for the support of the soldiers home upon itemized and verified vouchers approved by the president and secretary, after audit by the state auditor. Not more than five of the trustees shall be members of the same political party, and in the selection of trustees, officers of the home, and employees of the board, preference shall be given to honorably discharged soldiers, sailors and marines. Each trustee shall give a bond to the state in the penal sum of \$5,000, conditioned for the faithful discharge of his duties and economical expenditure of the funds provided for hereunder. The trustee who shall be selected by the board as treasurer of the home shall give an additional bond to the state in such sum as may be designated by the board of trustees, conditional that such treasurer shall account for and pay over, according to the directions of the board, all moneys or other property which may come into his possession with the consent of the inmates from the inmates of such home as such treasurer. The surety on such treasurer's bond may be any surety company that is authorized to contract as such by the laws of

**Changes or additions indicated by *italics*, deletions by ~~strikeout~~.**