
CHAPTER 121—H.F.No.1006

An act relating to agriculture; transferring certain functions relating to county agricultural societies from the state auditor and the commissioner of finance to the commissioner of agriculture; providing for the reimbursement of expenses of the commissioner of agriculture incurred in examining the records and accounts of county agricultural societies and certain other agricultural related societies or associations; amending Minnesota Statutes 1976, Sections 17.07; 38.02, Subdivisions 1, 2 and 3; 38.04; and 38.13.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1976, Section 17.07, is amended to read:

17.07 AGRICULTURE; SOCIETIES AND ASSOCIATIONS; REGULATIONS; APPROVAL OF EXPENDITURES. No expenditure of money for any purpose shall be made from any state appropriation to any agricultural, horticultural, florist, dairymen's crop improvement, poultry, ~~live stock~~ livestock, or ~~live stock~~ livestock breeders' association, society, or corporation, or to any other association, society, or corporation of a similar nature not a part of or connected with the state government, except upon the written approval of the commissioner. The association or society shall reimburse the commissioner of agriculture for all expenses of the commissioner incurred in examining the records and accounts of such association or society. This section shall not apply to the state agricultural society or to county agricultural associations or other societies or associations whose books and records are required by law to be audited by any state official as a prerequisite to such payment.

Sec. 2. Minnesota Statutes 1976, Section 38.02, Subdivision 1, is amended to read:

38.02 AID, DISTRIBUTION. Subdivision 1. **PRO RATA DISTRIBUTION; CONDITIONS.** (1) Money appropriated to aid county and district agricultural societies and associations shall be distributed among all county and district agricultural societies or associations in the state pro rata, upon condition that each of them has complied with the conditions specified in clause (2).

(2) To be eligible to participate in such distribution, each such agricultural society or association (1) shall have held an annual fair for each of the three years last past, unless prevented from doing so because of a calamity or an epidemic declared by the local or state board of health to exist; (2) shall have an annual membership of 25 or more; (3) shall have paid out to exhibitors for premiums awarded at the last fair held a sum not less than the amount to be received from the state; (4) shall have published and distributed not less than three weeks before the opening day of the fair a premium list, listing all items or articles on which premiums are offered and the amounts of such premiums and shall have paid premiums pursuant to the amount shown for each article or item to be exhibited; provided that premiums for school exhibits may be advertised in the published premium list by reference to a school premium list prepared and circulated during the preceding school year; and shall have collected all fees charged for entering an

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exhibit at the time the entry was made and in accordance with schedule of entry fees to be charged as published in the premium list; (5) shall have paid not more than one premium on each article or item exhibited, excluding championship or sweepstake awards, and excluding the payment of open class premium awards to 4H Club exhibits which at this same fair had won a first prize award in regular 4H Club competition; (6) shall have submitted its records and annual report to the commissioner of agriculture on a form provided by the commissioner of ~~finance~~ agriculture, on or before the first day of November of the current year.

(3) All payments authorized under the provisions of this chapter shall be made only upon the ~~fitting presentation~~ presentation by the commissioner of agriculture with the commissioner of finance of a ~~certificate of examination, in which the commissioner of agriculture shall certify that he has caused an examination to be made of the records and accounts of the agricultural society or association making application for state aid and that it has in every respect complied with the requirements of this chapter. The certificate shall also state the total amount of premiums paid by the society or association~~ a statement of premium allocations. As used herein the term premium shall mean the cash award paid to an exhibitor for the merit of an exhibit of livestock, livestock products, grains, fruits, flowers, vegetables, articles of domestic science, handicrafts, hobbies, fine arts, and articles made by school pupils, or the cash award paid to the merit winner of events such as 4H Club or Future Farmer Contest, Youth Group Contests, school spelling contests and school current events contests, the award corresponding to the amount offered in the advertised premium list referred to in schedule 2. Payments of awards for horse races, ball games, musical contests, talent contests, parades, and for amusement features for which admission is charged, are specifically excluded from consideration as premiums within the meaning of that term as used herein. Upon receipt of the ~~certificate of examination~~ statement by the commissioner of agriculture, it shall be the duty of the commissioner of finance to draw his voucher in favor of the agricultural society or association for the amount to which it is entitled under the provisions of this chapter, which amount shall be computed as follows: On the first \$750 premiums paid by each society or association, such society or association shall receive 100 percent reimbursement; on the second \$750 premiums paid, 80 percent; on the third \$750 premiums paid, 60 percent; and on any sum in excess of \$2,250, 40 percent.

(4) If the total amount of state aid to which the agricultural societies and associations are entitled under the provisions of this chapter exceeds the amount of the appropriation therefor, the amounts to which the societies or associations are entitled shall be pro rated so that the total payments by the state will not exceed the appropriation.

Sec. 3. Minnesota Statutes 1976, Section 38.02, Subdivision 2, is amended to read:

Subd. 2. **ACCOUNTING; COMMISSIONER OF AGRICULTURE, DUTIES.** It shall be the duty of the ~~state auditor~~ commissioner of agriculture to prescribe uniform forms and methods of accounting to be used by agricultural societies, and associations.

Sec. 4. Minnesota Statutes 1976, Section 38.02, Subdivision 3, is amended to read:

Subd. 3. **CERTIFICATION, COMMISSIONER OF AGRICULTURE.** Any ~~Changes or additions indicated by underline deletions by strikeout~~

county or district agricultural society which may have held its second annual fair shall be entitled to share pro rata in such distribution. The commissioner of ~~finance~~ agriculture shall certify to the secretary of the state agricultural society, ~~on or before January 5 of each year within 30 days after payments have been made hereunder,~~ a list of all county or district agricultural societies that have complied with this chapter, and which are entitled to share in such appropriation. All payments hereunder shall be made on or before December 20 of the year in which the fair is held or within 30 days after all societies have submitted their annual report to the commissioner of agriculture, whichever is later.

Sec. 5. Minnesota Statutes 1976, Section 38.04, is amended to read:

38.04 ANNUAL MEETINGS; REPORTS. Every county agricultural society shall hold an annual meeting for the election of officers and the transaction of other business on or before the third Tuesday in November, each year, at which time its secretary shall make a report of its proceedings for the preceding year; this report shall contain a statement of all transactions at its fairs, the numbers of entries, the amount and source of all moneys received, and the amount paid out for premiums and other purposes, and show in detail its entire receipts and expenditures during the year.

The treasurer shall make a comprehensive report of the funds received, paid out, and on hand, and upon whose order paid. Each secretary shall cause a certified copy of his annual report to be filed with the county recorder of the county and the commissioner of finance agriculture on or before the first day of November, each year.

Sec. 6. Minnesota Statutes 1976, Section 38.13, is amended to read:

38.13 COMMISSIONER OF AGRICULTURE TO EXAMINE BOOKS. All books and affairs of all county agricultural societies or any like societies receiving aid from the appropriation for aid of county agricultural societies shall be subject to examination by the ~~state auditor for the current year~~ commissioner of agriculture. Each agricultural society or association shall reimburse the commissioner of agriculture for all expenses of the commissioner incurred in examining the records and accounts of such societies or associations.

Approved May 19, 1977.

CHAPTER 122—H.F.No.1130

An act relating to motor vehicle carriers; requiring insurance or bond before the issuance of a certificate or permit to a motor carrier; providing for suspension and revocation of certificate or permit for failure to maintain insurance or other security; permitting lesser registration fees for certain interstate motor carriers; amending Minnesota Statutes 1976, Sections 221.141, Subdivision 1; and 221.64.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

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