

If upon verification and due investigation it appears that the applicant provided false information and the false information materially affected his eligibility for general assistance or general assistance medical care provided pursuant to section 256D.03, subdivision 3 or the amount of his general assistance grant, the local agency may refer the matter to the county attorney. The county attorney may commence a criminal prosecution or a civil action for the recovery of any general assistance wrongfully received, or both.

Sec. 2. Minnesota Statutes 1980, Section 256D.09, Subdivision 1, is amended to read:

Subdivision 1. All Until the local agency has determined the initial eligibility of the applicant in accordance with the provisions of section 256D.07, grants for emergency general assistance shall be in the form of vouchers or vendor payments unless the local agency determines that a cash grant will best resolve the applicant's need for emergency assistance. Thereafter, grants of general assistance shall be paid in cash and subsequent to the initial grant, shall be paid once per month on the first day of the month.

Sec. 3. **EFFECTIVE DATE.**

Sections 1 and 2 are effective the day following final enactment.

Approved April 23, 1981

CHAPTER 41 — H.F.No. 471

An act relating to agriculture; consolidating certain promotional fund accounts; regulating deposit of certain funds; appropriating money; amending Minnesota Statutes 1980, Sections 17.59, Subdivisions 3, 4 and by adding a subdivision; 21A.09, Subdivision 1; 29.17; 30.469; 30.47; 32B.07; and 32B.12.

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

Section 1. Minnesota Statutes 1980, Section 17.59, Subdivision 3, is amended to read:

Subd. 3. **FINANCING REFERENDUMS.** The commissioner shall require producers petitioning for a promotional order to deposit with him in advance ~~such an~~ amount as ~~he deems~~ necessary to defray the expense of electing the first council, formulating an order, submitting it to referendum and issuing the order. Funds received for that purpose shall be deposited in the commodity research and promotion account. If the order is issued, ~~such~~ the producers shall be reimbursed when funds are available from assessments. If the order is not issued the commissioner shall refund only that portion of the deposit remaining after payment of expenses incurred on a pro rata basis.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Sec. 2. Minnesota Statutes 1980, Section 17.59, Subdivision 4, is amended to read:

Subd. 4. **DEPOSIT AND USE OF FEES.** Fees collected pursuant to sections 17.51 to 17.69 shall be deposited in a ~~bank or banks or other depository approved by the commissioner of banks~~ federally insured depository institution and shall be disbursed by ~~such the officers and employees as may be approved by the council~~ the officers and employees as may be approved by the council for the necessary expenses incurred in the administration of sections 17.51 to 17.69. Fees collected shall be used exclusively for the purpose collected and not for legislative or political activities.

Sec. 3. Minnesota Statutes 1980, Section 17.59, is amended by adding a subdivision to read:

Subd. 5. **COMMODITIES RESEARCH AND PROMOTION ACCOUNT.** All fees collected by the department under sections 17.51 to 17.69; 21A.01 to 21A.19; 29.14 to 29.19; 30.461 to 30.477; 32B.01 to 32B.13; and any other fees and income received by the department in the administration of these statutes shall be deposited in a separate account known as the commodity research and promotion account which is annually appropriated to the department for the purpose of defraying the expenses of administering and enforcing the sections listed in this subdivision.

Sec. 4. Minnesota Statutes 1980, Section 21A.09, Subdivision 1, is amended to read:

Subdivision 1. Fees collected pursuant to sections 21A.01 to 21A.19 shall be deposited in a ~~bank or banks or other depository approved by the commissioner of banks~~ federally insured depository institution and shall be disbursed by ~~such the officers and employees as may be approved by the commissioner~~, with the advice and consent of the council, for the necessary expenses incurred in the administration of sections 21A.01 to 21A.19, and said funds are hereby appropriated for the purposes of sections 21A.01 to 21A.19.

Sec. 5. Minnesota Statutes 1980, Section 29.17, is amended to read:
29.17 DEPOSIT OF FEES; TURKEY DEVELOPMENT PROGRAM.

Fees collected pursuant to sections 29.14 to 29.19 shall be deposited in a ~~bank or banks or other depository approved by the commissioner of banks~~ federally insured depository institution and shall be disbursed by ~~such the officers and employees as may be approved by the commissioner~~ with the advice and consent of the council for the necessary expenses incurred with respect to sections 29.14 to 29.19. All persons authorized to control, handle, or disburse funds shall provide bond in ~~such a manner and in such the amount as may be required from time to time by the council.~~

Sec. 6. Minnesota Statutes 1980, Section 30.469, is amended to read:
30.469 ASSESSMENT LEVIED.

Commencing July 1, 1977, an assessment at the rate of two cents per hundredweight shall be levied and imposed upon all potatoes grown or sold or

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delivered to a first handler in this state. The assessment shall not be imposed upon potatoes retained by growers to be used for seed purposes or for their own consumption.

(a) The assessment imposed by sections 30.461 to 30.479 shall be due upon any identifiable lot or quantity of potatoes.

(b) A first handler of potatoes shall file an application with the council on forms prescribed and furnished by the council which shall contain the name under which the handler is transacting business within the state, the place or places of business and location of loading and shipping places of agents of the first handler, the names and addresses of the several persons constituting a firm or partnership, and, if a corporation, the corporate name and the names and addresses of its principal officers and agents within the state. The council shall issue a certificate to the first handler and a first handler shall not sell or ship any potatoes until the certificate is furnished as required by this section.

(c) Each first handler of potatoes shall collect the assessment imposed by sections 30.461 to 30.479 by charging and collecting from the seller the assessment at the rate of two cents per hundredweight by deducting the assessment from the purchase price of all potatoes subject to the assessment and purchased by the first handler.

(d) Every first handler shall keep as a part of his permanent records a record of all purchases, sales, and shipments of raw potatoes, which records shall be open for examination by the commissioner at all reasonable times. Every first handler shall render a report to the council stating the quantity of potatoes received, sold, or shipped by him during the preceding calendar quarter, on forms to be furnished by the council. The report shall be due not later than 15 days after the end of the calendar quarter. The report shall contain such further information as the council shall prescribe. With the filing of the report, each first handler shall pay to the council an assessment at the rate of two cents per hundredweight upon all potatoes reported as purchased, sold, or shipped, as determined by the council.

All moneys levied and collected under sections 30.461 to 30.479 shall be paid to the area council having jurisdiction for deposit to the credit of that area, in a fund designated "Potato Fund", in a ~~bank, or banks, or other depository,~~ approved by the commissioner of banks federally insured depository institution and shall be disbursed by ~~such~~ the officers and employees as ~~may be~~ approved by the commissioner of agriculture with the advice and consent of the area potato council. Such These funds are to be used exclusively to carry out the intent and the purposes of sections 30.461 to 30.479 as it relates to that area.

Sec. 7. Minnesota Statutes 1980, Section 30.47, is amended to read:

30.47 FINANCING REFERENDUMS.

Any petitioners for a referendum to organize under sections 30.461 to 30.479 filing such petition after June 30, 1969, shall deposit with the commis-

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sioner of agriculture sufficient funds to pay the costs of such the referendum and such funds shall be used by the commissioner for that purpose. Funds received for that purpose shall be deposited in the commodity research and promotion account. If an area council is created pursuant to such a referendum it may reimburse petitioners for the amount of such deposit from any funds received by the council.

Sec. 8. Minnesota Statutes 1980, Section 32B.07, is amended to read:

32B.07 PROSPECTIVE FEES; MILK MARKETING PROGRAM.

Fees collected pursuant to sections 32B.01 to 32B.13 shall be deposited in a ~~bank or banks or other depository approved by the commissioner of banks~~ federally insured depository institution and shall be disbursed by ~~such the officers and employees as may be approved by the commissioner of agriculture~~ with the advice and consent of the council for the necessary expenses incurred with respect to sections 32B.01 to 32B.13. All persons authorized to control, handle, or deposit these fees shall be bonded. The amount, manner and payment of ~~such the~~ bonds shall be the responsibility of the council. All fees collected by the first buyer of milk must be remitted within 30 days of collection of same.

Sec. 9. Minnesota Statutes 1980, Section 32B.12, is amended to read:

32B.12 ACCEPTANCE OF FUNDS; APPROPRIATION.

The commissioner of agriculture may accept funds, private and public, for the purpose of conducting a referendum or doing any other act or thing required under the terms and provisions of sections 32B.01 to 32B.13, ~~and any moneys so received by the commissioner.~~ Funds received for those purposes shall be deposited in the state treasury and are hereby appropriated annually for the purpose set forth herein commodity research and promotion account.

Sec. 10.

All moneys received by the department of agriculture pursuant to Minnesota Statutes 1978, Sections 17.59, Subdivision 3; 21A.09; 29.049; 30.469; and 32B.04 and not expended by July 1, 1981, shall be transferred to the commodity research and promotion account in the state treasury on July 1, 1981.

Approved April 23, 1981

CHAPTER 42 — H.F.No. 483

An act relating to Ramsey county, providing for the administration of the soldiers' rest: amending Laws 1974, Chapter 435, Section 1.0212.

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