

curist's license. In the event that such renewal shall be applied for more than one year subsequent to the expiration date of the last license, then such applicant shall be required to take an examination in the same manner as if no license had ever been issued.

Sec. 10. *Minnesota Statutes 1961, Sections 155.10 and 155.203, are repealed.*

Sec. 11. *This act is in effect on July 1, 1965.*

Approved May 19, 1965.

CHAPTER 472—H. F. No. 663

An act relating to dangerous, infectious, and communicable diseases of animals; providing increases in amounts payable upon the slaughter of certain diseased animals; removing limits on appraisals; amending Minnesota Statutes 1961, Sections 35.08, and 35.09, Subdivisions 1 and 3.

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

Section 1. Minnesota Statutes 1961, Section 35.08, is amended to read:

35.08 Animals; diseases; compensation. When the board shall decide upon the killing of an animal affected with the disease of tuberculosis, paratuberculosis, glanders, or Bangs disease, it shall notify the owner or keeper thereof of such decision and when, in the judgment of the board, such animal may be ordered transported for immediate slaughter by the board, through its executive officer, to any abattoir where the ~~United States bureau of animal industry meat inspection division of the United States department of agriculture~~ maintains inspection, or where the ~~United States bureau of animal industry animal disease eradication division of the United States department of agriculture~~ or the board may establish field post-mortem inspection, and the owner shall receive the value of the net salvage of the carcass.

Before the animal is removed from the premises of the owner the representative or authorized agent of the board shall agree, in writing, with the owner as to the value of such animal; in the absence of such agreement, there shall be appointed three competent, disinterested men, one appointed by the board, one by the owner, and a third by the first two, to appraise such animal at its ~~cash value~~, taking into consideration the condition of the animal as to the disease

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and its present and probable effect on the animal full replacement cost-value taking into consideration the purpose and use of such animal.

Such appraisal shall in no case exceed \$125 for a cow and \$125 for a horse, except in the case of purebred cattle and horses, where the pedigree shall be proved by certificates of registration from the herd books where registered, and in which case the maximum appraisal shall not exceed \$225.

The appraisement made under this section shall be in writing, signed by the appraisers, and certified by the board to the state auditor, who shall draw a warrant on the state treasurer for the amount due the owner.

Sec. 2. Minnesota Statutes 1961, Section 35.09, Subdivision 1, is amended to read:

35.09 Inspection before killing; owner's indemnity. Subdivision 1. Notwithstanding any provision of this chapter to the contrary, neither cattle affected with tuberculosis, paratuberculosis, or Bangs disease, nor glandered horses shall be killed as such until they have been inspected by a veterinarian appointed by the board, and are pronounced by him to be so diseased.

For each animal slaughtered because of tuberculosis, paratuberculosis, glanders, or Bangs disease, the value of the net salvage of the carcass shall be deducted from the appraised value of the living animal; two-thirds of the remainder shall be paid to the owner by the state, except that in all cases where the ~~federal bureau of animal industry~~ *animal disease eradication division of the United States department of agriculture* compensates the owner for such animal, in whole or in part, then the amount of the compensation so received from the federal government shall be deducted from the amount of indemnity payable by the state; provided, that in no case shall any payment be more than \$25 ~~\$50~~ *\$37.50* for grade females or more than ~~\$50~~ *\$75* for any *registered* purebred animal, and that no payment shall be made unless the owner has complied with all lawful rules and regulations of the board; and, provided, further, that two-thirds of the appraised value of any horse slaughtered, as provided herein, shall be paid to the owner thereof by the state after disposal of the carcass of the horse, as directed by the board.

Sec. 3. Minnesota Statutes 1961, Section 35.09, Subdivision 3, is amended to read:

Subd. 3. When it is determined by the board that it is necessary to eradicate any dangerous, infectious, communicable disease among domestic animals in the state, the presence of which consti-

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tutes an emergency so declared by resolution of the board or by the United States department of agriculture, the board may take such steps as it deems reasonable and necessary to suppress and eradicate such disease. If the emergency is declared by the United States department of agriculture, the board may cooperate with the ~~bureau of animal industry~~ *animal disease eradication division* of the United States department of agriculture in the suppression and eradication of such disease.

When such an emergency has been declared, the board may appraise and destroy animals affected with, or which have been exposed to such disease, and appraise and destroy property in order to remove the infection and complete the cleaning and disinfection of the premises, and do any act and incur any other expense reasonably necessary to suppress such disease. The board may accept, on behalf of the state, the rules adopted by the ~~bureau of animal industry~~ *animal disease eradication division* of the United States department of agriculture pertaining to such disease, authorized under an act of Congress, or such portion thereof deemed necessary, suitable, or applicable, and to cooperate with the ~~bureau of animal industry~~ *animal disease eradication division* of the United States department of agriculture, in the enforcement of the rules and regulations so accepted; or it may follow such procedure only as to quarantine or inspection or condemnation or appraisal or destruction or burial of animals, disinfection, and other acts deemed by it reasonably necessary in the suppression of such disease as may be agreed upon and adopted by the board and representatives or authorized agents of the ~~bureau of animal industry~~ *animal disease eradication division* of the United States department of agriculture, provided when such procedures have been followed under an emergency declared by the United States department of agriculture, the total expense shall be shared equally between the state and federal governments.

The appraisals of animals affected with, or exposed to, such disease, or contact animals, or property destroyed in order to remove the infection and complete the cleaning and disinfection of the premises where such animals are found, shall be made by an appraisal board consisting of a representative of the board, a representative of the ~~bureau of animal industry~~ *animal disease eradication division* of the United States department of agriculture, and the owner of the animals, or his authorized representative. Such appraisals shall be in writing, and shall be signed by the appraisers, and shall be made at the true market value of all animals and property appraised.

Upon destruction of the animals or property, or both, and burial or other disposition of the carcasses of such animals in accordance

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with the law and regulations of the board and the ~~bureau of animal industry~~ *animal disease eradication division* of the United States department of agriculture, and the completion of the cleaning and disinfection of the premises, the state board shall certify the appraisal to the state auditor, who shall draw a warrant on the state treasurer for the proper amount thereof, payable to the owner. If the appraisal is made in respect to animals or other property or both destroyed under an emergency declared by the United States department of agriculture, the state auditor shall draw a warrant on the state treasurer for one-half of the amount thereof payable to the owner, and the remaining one-half of the appraisal to be paid by the federal government under the cooperative arrangement; provided that if said disease is of such nature that the carcasses of the diseased or exposed animals, or any part thereof, may be salvaged for human food or other purposes, the net amount of such salvage paid to the owner shall be deducted from the appraisal, and the remainder shall be paid to the owner by the state or by the state and federal government in the manner heretofore provided.

Sec. 4. **Effective date.** *This act takes effect on July 1, 1965.*

Approved May 19, 1965.

CHAPTER 473—H. F. No. 843

An act relating to the sale of certain tax-forfeited land lying within 1500 feet of the established harbor line located in harbors upon the Great Lakes—St. Lawrence Seaway; amending Minnesota Statutes 1961, Section 458.59.

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

Section 1. Minnesota Statutes 1961, Section 458.59 is amended to read:

458.59 **St. Lawrence Seaway; sale of tax-forfeited lands; declaration of public use; sale and use of land.** *Subdivision 1.* It is hereby determined and declared that the use of any submerged, eroded, or depleted tracts of land in harbors upon navigable waters by any political subdivision of this state or by any port authority for the purpose of conserving, developing, reclaiming or protecting such lands so as to restore them to economic usefulness is a public use conferring a public benefit. The commissioner of taxation is authorized to transfer any of such tracts forfeited to the state for taxes to any political subdivision of this state or port authority for such use

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