

may become due and owing to any such county for the use of any of its tools, machinery, or other equipment; and to perform such other clerical services in connection with the road and bridge work of any such county as the board of county commissioners thereof may require and direct.

Sec. 2. **Compensation to be fixed.**—That the employment of any person or persons to perform the services hereinbefore authorized and specified shall be by resolution duly adopted and entered in the proceedings of the county board of any such county, which resolution, among other things, shall specify the amount of compensation to be paid for any such services, and provide that the same shall be paid out of the road and bridge fund of the county, at the same time and in like manner as the compensation of the county officers of any such county are paid.

Approved February 15, 1923.

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#### CHAPTER 24—H. F. No. 54.

*An act to amend Chapter 438, Laws 1921, relating to the use of oleomargarine or other butter substitutes as substitute for table butter in state institutions, and providing penalty for violation thereof.*

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

Section 1. **Oleomargarine not to be used in State institutions.**—That chapter 438, Laws 1921, be and the same is hereby amended so as to read as follows:

“Sec. 1. The service of oleomargarine or any other butter substitute to the inmates of any state institution as a substitute for table butter is hereby prohibited.”

“Sec. 2. **Violations—Penalties.**—Any officer in charge of any state institution affected by this act who shall knowingly violate the provisions of this Act shall be dismissed from the service of the State immediately by the officer or board by whom he is appointed.”

“Sec. 3. **Title amended.**—That the title of Chapter 438, Laws 1921, be amended to read as follows:”

“An act to prohibit the service of oleomargarine or any other butter substitute to the inmates of any State institution as a substitute for table butter, and providing penalty for violation thereof.”

Approved February 15, 1923.

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#### CHAPTER 25—H. F. No. 100.

*An act to amend Section 6 and 8 of Chapter 575, Laws 1913, relating to drugs, medicines and poisons.*

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

Section 1. Definition of drugs.—That section 6 of chapter 575, Laws 1913, the same being section 5037, General Statutes 1913, be and the same hereby is amended so as to read as follows:

5037. Definition of Drugs—Exceptions as to Sale.—Drugs, medicines and poisons, for the purposes of this subdivision, shall include all substances commonly kept in drug stores and used in compounding medicines or sold for medicinal purposes. Nothing in this subdivision, however, shall prevent a physician from compounding prescriptions for use in his practice or furnishing to his patients such articles as he deems proper, or interfere with the making or vending of proprietary medicines, with any exclusively wholesale business, or with the sale by general retail dealers of the following articles: alum, Blue vitriol, borax, carbonate of ammonia, carbonate of soda, castor oil, copperas, epsom salts, glauber salts, glycerin, gum arabic, gum camphor, licorice, log wood, rolled sulphur, saltpetre, senna leaves, sublimed sulphur, water of ammonia, arsenate of lead, sodium arsenite, London purple, arsenous oxide or Paris green in sealed packages distinctly labeled "*arsenate of lead*," "*sodium arsenite*," "*London purple*," "*arsenous oxide*," "*arsenate calcium and arsenite of zinc*" or Paris green", as the case may be. "poison". Nor shall any dealer whose shop is more than two miles from a drug store be thus prevented from selling any commonly used medicine or poison which has been put up for such sale by a registered pharmacist.

Sec. 2. Register to be kept for sale of poisonous drugs.—That section 8 of chapter 575, Laws 1913, the same being section 5040, General Statutes 1913, be and the same hereby is amended so as to read as follows:

5040. Register to be kept for sale of poisonous drugs.—

No person, either on his own behalf or while in the employ of another, except upon the written prescription of a physician, shall sell or give away arsenic or its preparations (other than Paris green, *arsenate of lead*, *sodium arsenite*, *London purple* and *arsenous oxide*) "*arsenate of calcium arsenite of zinc*," aconite, bella-donna, or nux vomica, or their preparations, cyanide of potassium, hydrocyanic acid, morphine, mercury or its poisonous preparations, opium or the tincture thereof, the oils of pennyroyal, savin or tansy, or strychnine, without first recording, in a book kept for that purpose, the name and address of the person to whom and the amount and kind of poison delivered. Every person who shall violate any provision of this section, give a false name to be recorded to aforesaid, or, having custody of any such record book, shall refuse to produce it on demand for the inspection of any officer, shall be guilty of a misdemeanor.

Approved February 15, 1923.