

Sec. 30. **Drivers license law.**—This act may be cited as the driver's license law.

Sec. 31. **Provisions severable.**—If any part or parts of this act shall be held to be unconstitutional such unconstitutionality shall not affect the validity of the remaining parts of this act. The legislature hereby declares that it would have passed the remaining parts of this act if it had known that such part or parts thereof would be declared unconstitutional.

Sec. 32. **Law repealed.**—Chapter 352, Laws 1933 is hereby repealed. Any and all other acts or part of acts inconsistent with the provisions of this act are hereby suspended and/or repealed in the measure necessary to give this act full force and effect.

Approved April 22, 1939.

CHAPTER 402—S. F. No. 414

An act relating to the closing hours for the on sale of non-intoxicating malt liquors.

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

Section 1. **Closing hours for sale of non-intoxicating liquors.**—No non-intoxicating malt liquors containing from one-half of one per cent by volume or 3.2 per cent of alcohol by weight shall be sold in this state between the hours of 1:00 A.M. and 7:00 A.M. on any day except Sunday, and between the hours of 2:00 A.M. and 12:00 M. on any Sunday.

Sec. 2. **Municipalities may not extend closing hours.**—It shall be beyond the power of any political subdivision of this state to authorize or permit the sale of non-intoxicating malt liquors at hours when such sale is prohibited by the provisions hereof, but such political subdivisions may, within the time the laws of this state permit such sale, further limit the hours of sale of non-intoxicating malt liquors.

Sec. 3. **Violations.**—Any violation of this act shall be punished as a misdemeanor and shall be cause for the revocation or suspension of the license of the offender.

Sec. 4. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent herewith are hereby repealed and superseded by this act.

Sec. 5. This act shall be in force from and after its passage.

Approved April 22, 1939.

CHAPTER 403—S. F. No. 651

An act to define and prohibit unfair sales and unfair competitive trade practices, provide for injunctive relief, damages and other remedies for violations of the provisions of the laws relating thereto, and establish penalties therefor; to impose certain duties upon the attorney general and the county attorney; to amend the 1938 Supplement to Mason's Minnesota Statutes of 1927, Sections 3976-41, 3976-42, 3976-45, 3976-47, and 3976-48; and to repeal the 1938 Supplement to Mason's Minnesota Statutes of 1927, Section 3976-44, Laws 1921, Chapter 413, and such parts of Laws 1937, Chapters 116 and 456, as are inconsistent herewith.

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

WHEREAS, the practice of selling certain items of merchandise below cost in order to attract patronage is generally a form of deceptive advertising and an unfair method of competition in commerce; and

WHEREAS, such practice causes commercial dislocations, misleads the consumer, works back to the prejudice of and against the farmer, directly burdens and obstructs commerce, and diverts business from dealers who maintain a fair price policy; and

WHEREAS, bankruptcies among merchants who fail because of the competition of those who use such methods result in unemployment, disruption of leases, and non-payment of taxes and loans, and contribute to an inevitable train of undesirable consequences, including economic depression.

Section 1. **Law amended.**—The 1938 Supplement to Mason's Minnesota Statutes of 1927, Section 3976-41, is hereby amended so as to read as follows:

3976-41. **Not to sell below cost.**—Any *retailer or wholesaler*, engaged in business within this state, which sells, offers for sale or advertises for sale, any commodity, article, goods, wares or merchandise, at less than the cost thereof to such vendor; or gives, offers to give or advertises the intent to give away any commodity, article, goods, wares or merchandise,