

fixed by special law in which last-named counties the salary of the county superintendent shall be fixed by such special law, but all other provisions of this act shall apply to such last-named counties.

The term "school" as used in this act shall be understood to mean a school building in which a public school is held.

Sec. 2. **Application of act.**—This act shall not apply in any county where the salary of the county superintendent is now fixed by any law of limited application.

Approved April 26, 1941.

CHAPTER 472—S. F. No. 737

An act to provide for the inspection, testing and analyzing of agricultural seeds, and conferring upon the commissioner of the state department of agriculture, dairy and food certain powers and duties with reference to seed inspection and the administration of this act.

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

Section 1. **Definitions.**—Unless otherwise specifically required in the context of this act, the words and expressions and the definitions herein given shall govern.

(a) The term "agricultural seed" or "agricultural seeds" shall include and mean any and all kinds and varieties of seeds planted and grown in the State of Minnesota for the production of root crops, grains, seeds, forage, hay, for green manure crops and lawns, whether such seeds are regarded singly or as mixtures of the same.

The word "commissioner" shall refer to and mean the commissioner of agriculture, dairy and food department of the State of Minnesota.

The word "vendor" shall be construed to mean any person who sells, offers or exposes agricultural seeds for sale not grown on his own farm.

The word "cereals" shall mean and include seeds of wheat, oats, barley, speltz or emmer and buckwheat.

The word "retail" shall mean and refer to the sale of agricultural seeds in small quantities and when sold to a farmer or person who shall use such seed for sowing or planting.

The word "wholesale" shall mean and refer to the sale of agricultural seeds in large quantities to vendors for resale and/or to persons for the purpose of cleaning, grading and processing, but not to a farmer or person who uses or causes such seed to be used for sowing and planting.

The words "sell", "person", "approximate", "germination", "kinds", "pure seed", "mixtures", "screenings", etc., shall refer to and mean such definitions as given in section 1, chapter 387, session laws of 1927, commonly known and referred to as the Pure Seeds Act.

Sec. 2. Commissioner to furnish tags and labels.—(a) For the purposes of defraying the costs of inspection of agricultural seeds in this state, the commissioner shall furnish tags or labels in form and character as shall be adequate for the purposes and in the manner hereinafter described.

(b) It shall be the duty of every vendor or person selling, offering or exposing agricultural seed, except cereals, for sale at retail in Minnesota to have attached to the containers, a tag or label prescribed and prepared by the commissioner and sold to the vendor at the prices described in section 2 (c).

The following described tags shall be used for pure or unmixed seeds other than cereals:

Yellow Tags for seeds of alfalfa, sweet clover, red clover, alsike clover, white clover, lespedeza and other legume seeds of similar size, timothy, bromus, rye grass, orchard grass, reed canary grass, blue grasses, fescues, red top, rape, bent grass and wheat grass.

Green Tags for flax, millets, proso, sorghum or cane, kafir corn, milo maize, mangold, hemp, sudan grass and vetches.

Brown Tags for field and canning peas, navy and/or white beans, and sunflowers.

The following described tags shall be used for mixtures and special mixtures of seeds other than cereals:

White Tags for any and all mixtures of seeds of the foregoing groups in this section when two or more kinds, and/or varieties are intermingled in proportions of five per cent or more by weight of each.

(c). The prices to be paid by vendors for the tags or labels shall be at the following rates:

100 to 150 pound containers.....	5 cents each
60 to 99 pound containers.....	4 cents each
30 to 59 pound containers.....	3 cents each
15 to 29 pound containers.....	2 cents each
1 to 14 pound containers.....	1 cents each

(d). Vendors of agricultural seeds shall be required to attach one tag or label herein designated to each container described herein for seed sold, offered or exposed for sale.

(e). The commissioner of agriculture, dairy and food is hereby authorized and it shall be his duty to administer and enforce this act and to that end he may promulgate and enforce such regulations as in his judgment shall be necessary; he shall investigate the sale, transportation, distribution and adaptation of agricultural seeds in Minnesota as provided by the Pure Seeds Act, Chapter 387, Session Laws of 1927, and subsequently amended and as hereinafter provided. He shall employ such agents and assistants as are necessary to execute the requirements of this act, none of whom, except those who are employed on a regular or full-time basis, shall come within or be governed by the provisions of the act creating the Department of Civil Service or any amendments thereof, and fix their compensation. He shall have the authority to publish information, records, etc., relative to the administration and records pertaining to the work performed under this act.

(f). All fees and moneys collected from the sale of tags or labels herein referred to shall be deposited in the state treasury as other departmental receipts are deposited and shall be credited to and become a part of the "Seed Act Account" created by Section 2 (a) Chapter 387, Session Laws of 1927, for the purpose of defraying the expenses of administering and enforcement of this act.

Sec. 3. Effective August 1, 1941.—The enforcement of this act shall become effective on and after August 1st, 1941, and for the purpose of the preparation of tags or labels here provided for and for other matters in connection with the administration and execution of this act the commissioner is hereby authorized to use up to One Thousand Dollars from another fund in the same division, that is, the Division of Weeds and Seeds, that shall be replaced as soon as the fund is made available from the passage of this act.

Sec. 4. Application of act.—Nothing in this act shall in any manner effect, change, modify or amend the purpose,

meaning and enforcement of the Pure Seeds Act, Chapter 387, Session Laws of 1927 and subsequently amended, but shall be in addition thereto.

Approved April 26, 1941.

CHAPTER 473—S. F. No. 832

An act authorizing county boards to provide for hospitalization for the indigents of such counties; amending Mason's Supplement 1940, Sections 3164-19, 3164-20 and 3164-21.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 3164-19, is hereby amended to read as follows:

"3164-19. County board to provide hospitalization for indigent persons.—The county board of any county in this state is hereby authorized to provide for the hospitalization in hospitals within the county or elsewhere within the state, of indigent residents of such county who are afflicted with a malady, *injury*, deformity, or ailment of a nature which can probably be remedied by hospitalization and who are unable, financially, to secure and pay for such hospitalization or, in the case of a minor, whose parent, guardian, trustee or other person having lawful custody of his person, as the case may be, is unable to secure or provide such hospitalization.

Sec. 2. **Law amended.**—Mason's Supplement 1940, Section 3164-20, is hereby amended to read as follows:

"3164-20. Application to be filed.—*Subdivision 1.* Whenever the existence of a case described in section 1 of this act shall come to the notice of the sheriff, town clerk, health officer, public health nurse, peace officer, public official, or physician or surgeon it shall be his duty to, and any other person may, file with the county auditor of the county of the legal residence of such indigent person requiring care an application for the hospitalization of such indigent person. Such application shall be made in such form as the county board of such county may prescribe, and shall contain the name, age, residence, and physical condition of the person sought to be hospitalized and shall contain also a full statement of his financial situation and of the persons, if any, legally charged