

CHAPTER 362

BUSINESS DEVELOPMENT

362.01 to 362.06 Repealed, 1947 c 587 s 22.

362.07 DEPARTMENT OF BUSINESS DEVELOPMENT

HISTORY. 1947 c 587 s 1; 1953 c 754 s 1.

Violation of a criminal statute designed to protect against intentional harm; civil remedy where not expressly provided by statute or common law. 32 MLR 531.

Establishment of department of business research and development. 33 MLR 50.

Unfair competition; legality of basing point pricing; cement institute case. 33 MLR 283.

Agreements among competitors. 33 MLR 331.

Incidental and reasonable restraints trade. 33 MLR 331.

Control of competitors. 33 MLR 349.

Relations affecting consumers. 33 MLR 353.

Agreements relating to patents. 33 MLR 360.

Simplification and standardization of products. 33 MLR 362.

Joint advertising and other public relations. 33 MLR 367.

Co-operative lobbying. 33 MLR 370.

Protection of consumers against themselves. 33 MLR 374.

Application of Sherman Act to major league baseball. 33 MLR 428.

Unfair competition. 33 MLR 447.

Monopoly; copyright combination in ASCAP; violation of Sherman Act. 33 MLR 517, 544.

362.09 COMMISSIONER, ADVISORY COMMISSION

HISTORY. 1947 c 587 s 3; 1951 c 713 s 33; 1953 c 754 s 3.

362.10 FUNCTIONS

HISTORY. 1947 c 587 s 4; 1953 c 754 s 4.

362.11 DUTIES OF COMMISSIONER

Employees of commercial airline engaged by government during the war to modify army planes were engaged in production of "goods" for "commerce" within Fair Labor Standards Act. *Jackson v Northwest Airlines*, 74 F. Supp. 32.

The timekeeper for a contractor conducting air bases for the federal government in Alaska with materials and supplies from the United States was not engaged in "commerce" so as to be entitled to overtime compensation under the Fair Labor Standards Act. *Maitrejean v Metcalfe*, 165 F(2d) 571.

MINNESOTA STATUTES 1953 ANNOTATIONS

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GENERAL PROVISIONS; TOWNS 365.02

362.13 ADDITIONAL POWERS AND DUTIES

The department of business research and development, under the broad terms of the policy declared by the legislature, is authorized to expend a modest amount in contribution to the expense of editors attending meetings in the state where such attendance would result in a benefit to the state. OAG Aug. 5, 1949 (417-A).

362.14 ADDITIONAL DUTIES

Nondiscriminatory state prohibition of exports, a state may not curtail the movement of goods in interstate commerce for the purpose of protecting a local economic interest. 34 MLR 60.

The commissioner of the department of business research and development, under the provisions of Laws 1947, Chapter 587, is empowered to investigate violations, or suspected violations, under sections 325.08, 325.09 and other like sections of the statutes; and to take such steps as are necessary to cause the arrest and prosecution of all persons violating any of the statutes mentioned in section 362.14, subdivision 1, or any other laws respecting unfair discriminatory or other unlawful practices in business, commerce or trade; and sue on behalf of the state for injunctive relief in any court of competent jurisdiction against threatened violations. Possession of these powers may not always justify the use and whether or not prosecutions are instituted is a matter for the sound discretion of the commissioner. OAG Oct. 29, 1947 (417-B-2).

The duty of investigation and enforcement of persons offending by deceptive and misleading advertising is imposed upon the commissioner of business research and development. It is his duty to investigate and determine the facts. OAG Oct. 9, 1951 (417-E).

362.23 PERSONNEL

HISTORY. 1947 c 587 s 18; 1953 c 754 s 5.

362.231 CERTAIN POSITIONS ABOLISHED

HISTORY. 1953 c 754 s 6.

STATE SUBDIVISIONS

TOWNS

CHAPTER 365

GENERAL PROVISIONS

365.01 BOUNDARIES

HISTORY. RL 1851 c 31; PS 1858 c 26; 1860 c 14 art 2 s 1; GS 1866 c 10 s 7; GS 1878 c 10 s 7; GS 1894 s 920; RL 1905 s 621; MS 1927 s 998.

365.02 CORPORATE POWERS

In construing the words "incorporated town" found in Laws 1947, Chapter 421, the word "incorporated" may be disregarded as each town in Minnesota is incorporated. The word "township" designates a geographical subdivision. OAG May 7, 1948 (166-E-4).

A town in a county having the town system of caring for the poor, if authorized by a vote of the electors, may buy a lot outside the town limits and erect thereon a