

CHAPTER 21. SEEDS

SEED LAW

Sec.
21.53 Stamps or tags; permits.

SEED LAW

21.53 Stamps or tags; permits

Subdivision 1. Furnishing stamps or tags. For the purposes of defraying the costs of inspection of agricultural and tree and shrub seeds in this state, the commissioner shall furnish tags or stamps in form and character as shall be adequate for the purposes and in the manner hereinafter described. The provisions of this section do not apply to a person licensed under section 28A.04.

[1973 c 35 s 7]

[For text of subds. 2 to 4, see M.S.1971]

CHAPTER 21A. SOYBEANS

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21A.03 Soybean promotion board; members

There is hereby created the Minnesota soybean promotion board. Upon the petition of not less than 500 soybean growers, the commissioner shall proceed to conduct an election to determine the members of the promotion board. The board shall consist of representative growers of the major soybean-producing crop reporting districts, as reported by the State-Federal Crop and Livestock Reporting Service, as follows: Each crop reporting district that reports soybean acreage and that has a five-year average soybean acreage of at least 5,000 acres, but not more than 300,000 acres, shall have one member; each district that reports a five-year average soybean acreage of at least 300,000 acres, but not more than 750,000 acres, shall have two members; and each district that reports a five-year average soybean acreage in excess of 750,000 acres shall have three members.

The commissioner shall appoint a nominating committee of two growers in each crop reporting district to be represented on the committee. This committee shall nominate two qualified nominees for each position or vacancy on the board. Such nominations shall be for the initial terms assigned to each district as provided in this section. The commissioner shall forthwith conduct an election in each crop reporting district among soybean growers in such manner as he deems fair and reasonable. Each ballot shall make provision for write-in votes and shall contain a certification by the grower that he is a qualified grower according to section 21A.02, subdivision 8. A plurality of the votes cast shall be sufficient to elect any candidate. The commissioner or his designee shall be an ex officio non-voting member of the advisory board.

Of the initial members of the board, the commissioner shall designate one third to serve for terms of one year, one third to serve for terms of two years, and one third to serve for terms of three years, provided that the terms assigned to initial members representing a single district shall all expire in different years.

The promotion board shall elect annually from its membership a chairman and vice chairman and such other officers as it may deem appropriate.

[1973 c 406 s 1]

21A.06 SOYBEANS**21A.06 Promotional order**

The promotion board shall meet as it may determine, or upon call of the chairman or any three members. Promptly after its election, the board shall meet and, with the commissioner, shall formulate a promotional order establishing a program including, but not limited to, market development, promotion, advertising, market research, production and distribution of soybeans grown in Minnesota. The order shall establish fees to be paid by growers to finance the proposed activities, which shall not exceed one-half cent per bushel upon all soybeans grown in the state of Minnesota and sold in commercial channels, beginning with and including soybeans harvested in the marketing year beginning September 1, 1973, and each and every marketing year thereafter. The order may also authorize the collector of the fee to retain an amount specified by the board for the expenses of collecting the fee.

The commissioner, with the advice and consent of the promotion board, shall hold a public hearing on the proposed promotional order and shall thereafter hold a referendum on the final promotional order among growers. The commissioner, with the advice and consent of the promotion board, shall specify the time and procedure for the referendum. The commissioner shall count and tabulate the ballots. The promotional order shall become effective if approved by a majority of those voting in the referendum.

[1973 c 406 s 2]

21A.10 Compensation and expenses

No member of the promotion board shall receive a salary. Each member, while engaged in the performance of the duties herein authorized, shall be entitled to his actual expenses incurred and to a reasonable per diem at a rate to be established by the board and approved by the commissioner, not to exceed \$35 per day. The promotion board may appoint an attorney for the promotion board and the commissioner. The attorney so appointed shall act as attorney for the commissioner only in discharging any provision of sections 21A.01 to 21A.19. The promotion board shall fix the compensation and terms of employment of the attorney who shall act for the commissioner and the board when required and shall serve at the pleasure of the board. The provisions of chapter 8, shall not apply to this attorney.

[1973 c 406 s 3]

21A.16 Suspension or termination of soybean promotional order

[For text of subd. 1, see M.S.1971]

Subd. 2. If the commissioner, with the advice and consent of the promotion board, finds that termination of any promotional order is requested in writing by more than 500 growers, the commissioner shall conduct a referendum to determine whether or not the promotional order shall be continued. He shall terminate the promotional order if a majority of the growers voting in the referendum vote in favor of termination. The referendum shall be conducted in such manner as the commissioner, with the advice and consent of the promotion board, deems fair and reasonable.

[1973 c 406 s 4]

[For text of subd. 3, see M.S.1971]

21A.18 Appropriation of funds

Subdivision 1. In order to organize and expedite the operations of the board, there is appropriated to the commissioner of agriculture and the board from the general fund of the state treasury the sum of \$15,000, to be available on May 1, 1973.

Subd. 2. Within one year after the implementation of the initial promotional order, pursuant to the terms of sections 21A.01 to 21A.19, the board shall remit from fees collected under said order, to the state treasurer, the sum of \$30,000 in reimbursement for the appropriation made under subdivision 1. This sum shall be deposited in the general fund.

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Subd. 3. In the event that a promotional order is not implemented within four years of the date of the passage of sections 21A.01 to 21A.19, the balance of the funds appropriated in subdivision 1 shall be remitted to the state treasurer and deposited in the general fund.

[1973 c 406 s 5]

CHAPTER 24. CHEMICAL COMPOUNDS

ANTIFREEZE

Sec.
24.25 Registration.

ANTIFREEZE

24.25 Registration

[For text of subds. 1 to 3, see M.S.1971]

Subd. 4. Each registration for which a fee of \$30 has been paid shall expire on the thirtieth day of June following its issue, and no certificate of registration shall be issued for a term longer than one year, and shall not be transferable from one person to another, or from the ownership to whom issued to another ownership. A penalty of 50 percent of the registration fee shall be imposed if certificate of registration is not applied for on or before July 1 of each year or within the same month such antifreeze is first manufactured or sold or offered for sale within this state, provided, however, that the commissioner shall have the authority to permit a retailer to sell antifreeze he has on hand which has been previously registered.

[1973 c 35 s 8]

CHAPTER 25. COMMERCIAL FEED LAW

Sec.
25.39 Inspection fees and reports.

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[For text of subd. 1, see M.S.1971]

Subd. 2. Each person who is liable for the payment of such fee shall file with the commissioner on forms furnished by the commissioner, a semiannual statement for the periods ending December 31 and June 30 setting forth the number of net tons of commercial feeds distributed in this state during such reporting period. The report shall be due on or before the 30th of the month following the close of each reporting period of each calendar year. The inspection fee at the rate specified in subdivision 1, shall accompany the statement. For each tonnage report not filed or payment of inspection fees not made within 30 days after the end of a reporting period, a penalty of 10 percent of the amount due, with a minimum penalty of \$10, shall be assessed against the registrant, and the amount of fees due, plus penalty, shall constitute a debt and may be recovered in a civil action against the registrant. The assessment of this penalty shall not prevent the department from taking other actions as provided in this chapter.

[1973 c 448 s 1]

[For text of subds. 3 and 4, see M.S.1971]