

CHAPTER 90 — S.F.No. 372

An act relating to agriculture; removing certain buyers and sellers of hay and straw from commission merchant licensing requirements; amending Minnesota Statutes 1980, Sections 223.01; 223.02; 223.03; and 223.05; repealing Minnesota Statutes 1980, Sections 223.06 and 223.12.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1980, Section 223.01, is amended to read:

223.01 DEFINITION.

For the purpose of this chapter, a "commission merchant" is a person who may receive any grain for sale, for account of the consignor; ~~any grain, hay, or straw.~~

Sec. 2. Minnesota Statutes 1980, Section 223.02, is amended to read:

223.02 LICENSE; BOND.

No person shall sell, or receive, or solicit shipments of such commodities for sale, without first obtaining a license from the department of agriculture to carry on the business of a commission merchant, and filing with the department a corporate surety bond to the state for the benefit of such consignors, approved by the department, and conditioned for the faithful discharge of his duties as such commission merchant and full compliance with all the laws of the state and rules of the department relative thereto. ~~If the license authorizes the sale of grain~~ The bond shall not be for a less sum than \$25,000 for each separate municipality in which the commission merchant maintains an office for the conduct of such business. ~~If the license only authorizes the sale of hay and straw the bond shall be not less than \$8,000. In either case~~ The department may at any time require such an additional amount of bond as it may deem necessary to protect the consignors.

Sec. 3. Minnesota Statutes 1980, Section 223.03, is amended to read:

223.03 LICENSES, APPLICATION, BONDS, CONDITIONS.

The application for license shall be in writing, state the commodities for which license to sell is wanted, also the cities or other location in the state where applicant intends to do business, and give the business address of the applicant and the estimated volume of business to be done monthly. ~~If he desires a license which shall authorize him to sell grain, hay, and straw the bonds shall be conditioned that he report to all persons consigning grain, hay, and straw to him, whether on commission or on an open account and pay to them the proceeds of its sale, less charges and actual disbursements; otherwise~~ The bond shall be conditioned for the faithful performance of his duties as

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commission merchant. Separate licenses shall be required for each city or location at which consignments are received and disposed of by such commission merchant, and the licenses shall be kept posted in each office of licensee. All licenses shall expire May thirty-first of each year. The fee for each license shall be \$50. Such license may be revoked by the department for cause, upon notice and hearing. All moneys collected under this chapter shall be deposited in the state treasury.

Sec. 4. Minnesota Statutes 1980, Section 223.05, is amended to read:
223.05 **STATEMENT BY LICENSEE TO CONSIGNOR.**

When a licensee sells any grain he shall render a true statement in writing to the consignor within 24 hours of the amount sold, price received, name and address of purchaser, and the day, hour, and minute of sale, and forward vouchers for all charges and expenses. ~~When consignments of hay and straw are sold, the licensee shall render a true statement in writing to the consignor within such reasonable time and in such manner and form as may be prescribed by the department.~~ All licensees handling grain shall keep a separate record of all cars handled on commission in such manner as the department may prescribe. It is expressly forbidden for a licensee hereunder to carry any of the accounts of grain commission business in an open account.

Sec. 5. **REPEALER.**

Minnesota Statutes 1980, Sections 223.06; and 223.12, are repealed.
Approved May 4, 1981

CHAPTER 91 — S.F.No. 375

An act relating to Hennepin county; providing for the administration of health care and related services of the county; providing for the administration of the duties and the appointment of the county medical examiner; repealing Laws 1963, Chapter 738, as amended; and Laws 1963, Chapter 848, as amended.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **AUTHORIZATION.**

The board of commissioners of Hennepin county may establish, organize and reorganize a department, bureau or administration for the purpose of providing comprehensive health care and related services as required by law and as determined by the board to be in the best interests of the county.

Sec. 2. **POWERS AND DUTIES.**

All powers and duties pertaining to health care and related services now or hereafter exercisable or imposed by law upon Hennepin county shall be

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