

of the Executive Council, may establish by regulation categories of supplies, materials, or equipment which may be purchased in the open market, provided that the Commissioner of Administration shall certify after investigation that he cannot secure competitive bids therefor. The executive council may withdraw its approval of the establishment of any such category and thereupon purchases thereof shall be made in the manner otherwise provided by law.

Approved March 7, 1955.

CHAPTER 111—H. F. No. 246

An act relating to the location and establishment of Route Number 109, a trunk highway; amending Minnesota Statutes 1953, Section 160.65.

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

Section 1. Minnesota Statutes 1953, Section 160.65, Route No. 109, is amended to read as follows:

Route No. 109. Beginning at the terminus of Route No. 45 on the easterly limits of the city of St. Paul, thence extending into St. Paul in a southwesterly direction to connect with Route No. 102 as herein established.

Approved March 7, 1955.

CHAPTER 112—H. F. No. 416

An act relating to unclaimed and unredeemed animals; regulating the use thereof; amending Minnesota Statutes 1953, Section 35.71, Subdivisions 2 and 3.

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

Section 1. Minnesota Statutes 1953, Section 35.71, Subdivision 2, is amended to read:

Subd. 2. **Application for license.** Such institutions may apply to the board for a license to obtain animals from establishments *as defined in subdivision 3*. If, after investigation, the board finds that the institution making request for license is a fit and proper agency within the meaning of this section, to receive a license, and that the public interest will be served thereby, it may issue a license to such institution

authorizing it to obtain animals hereunder, subject to the restrictions and limitations herein provided.

Sec. 2. Minnesota Statutes 1953, Section 35.71, Subdivision 3, is amended to read:

Subd. 3. **Establishment; defined, powers, stray animals, seizure.** *“Establishment” shall include any public or private agency, person, society or corporation having custody of animals which are seized under the authority of the state or any political subdivision of the state. All animals seized by public authority shall be held for redemption by the owner for a period not less than five days or for such other minimum period of time as may be specified by municipal ordinance. At the end of this period all animals which remain unclaimed and unredeemed by their owners or by any other person entitled to do so shall be made available to any institution licensed hereunder which has submitted a prior request therefor in such numbers as the institution requests. If a request is made by a licensed institution to such establishment for a larger number of animals than are available at the time of such request, the establishment shall withhold thereafter from destruction, all unclaimed and unredeemed animals until the request has been filed, provided that the actual expense of holding animals beyond the time of notice to such institution of their availability, shall be borne by the institution receiving them. Any establishment which fails or refuses to comply with these provisions shall become immediately ineligible for any further public funds from any county or municipality. Upon receipt of a sworn statement by an authorized officer or employee of any institution licensed hereunder of non-compliance by any establishment with these provisions, it shall be unlawful for the treasurer of any municipality or other political subdivision of the state to pay any public funds to such establishment until the complainant withdraws its statement of non-compliance or until the state livestock sanitary board shall either determine that the complaint of non-compliance was without foundation or that the establishment has given adequate assurance of future compliance, and the treasurer of such municipality or other political subdivision has been notified of such determination in writing. If it appears upon the complaint of any person that any officer, agent, or employee of such establishment is violating or failing to carry out the provisions of this section, the attorney general or county attorney of the county in which the establishment is located, in addition to any other remedies, may bring an action in the name of the State of Minnesota against any such establishment, officer, agent or employee thereof to enjoin compliance with this section.*

Approved March 7, 1955.