

appropriated from the funds of the association, provided such authorization shall terminate May 31, 1976.

Sec. 54. Laws 1969, Chapter 641, Section 1, is amended by adding a subdivision to read:

Subd. 3. "Member" shall not include any person who is employed by the city of Rochester as a member of the bicycle patrol and who is employed on a seasonal basis.

Sec. 55. This act is effective the day following final enactment.

Approved June 4, 1975.

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**CHAPTER 369—H.F.No.597**

*An act relating to the Minnesota society for the prevention of cruelty; eliminating jurisdiction of society over matters of cruelty to children; amending Minnesota Statutes 1974, Sections 343.01, Subdivision 1; 343.04; 343.05; 343.06; 343.07; 343.08; 343.10; 343.11; and 343.12.*

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

Section 1. Minnesota Statutes 1974, Section 343.01, Subdivision 1, is amended to read:

**343.01 ANIMALS; SOCIETY FOR PREVENTION OF CRUELTY; JURISDICTION; PURPOSES; POWERS; COUNTY ORGANIZATION.** Subdivision 1. The Minnesota society for the prevention of cruelty which may also be known or designate itself as the Minnesota humane society is hereby confirmed and continued, with all existing powers, for the purpose of inculcating humane principles, the enforcement of law, and the prevention of cruelty, especially to ~~children and~~ animals. The Minnesota humane society may make reasonable rules governing the humane care, treatment, transportation, and in extreme cases the disposition by death or sale of animals as it deems expedient to accomplish its purposes. It may appoint representatives in any county where no active county society exists, for the purpose of receiving and accounting for funds from any source, and may also appoint agents at large to ~~prosecute~~ carry out the work of the society throughout the state. This society and all county societies may appoint agents for the purpose of investigating or otherwise assisting prosecuting lawfully empowered officials in the prosecution of persons guilty of ~~charged with cruelty to children or~~ animals. ~~Every such agent whose appointment has been approved and made a matter of record by the probate judge of the county from which he was appointed may arrest any person in his county found violating any law for the protection of children or animals, take him before any court or magistrate having jurisdic-~~

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~~tion, and make complaint against him.~~ Branches of the society, consisting of not less than ten members, may be organized in any part of the state to prosecute the work of the society in their several localities under rules established by it. It may elect officers and make such rules and bylaws as are necessary.

Sec. 2. Minnesota Statutes 1974, Section 343.04, is amended to read:

**343.04 SOCIETY CONSTITUTED STATE BUREAU.** The Minnesota society for the prevention of cruelty is constituted a state bureau of ~~child and~~ animal protection for the purposes hereinafter set forth; provided, that the society for the prevention of cruelty shall accept and carry out the provisions of this chapter.

Sec. 3. Minnesota Statutes 1974, Section 343.05, is amended to read:

**343.05 EX OFFICIO MEMBERS.** The governor, the commissioner of education, and the attorney general shall be ex officio members of the board of directors of the state bureau of ~~child and~~ animal protection.

Sec. 4. Minnesota Statutes 1974, Section 343.06, is amended to read:

**343.06 DUTIES.** It shall be the duty of the state bureau of ~~child and~~ animal protection to secure the enforcement of the laws for the prevention of wrongs to ~~children and dumb~~ animals; to assist in the organization of district and county societies and the appointment of local and state agents, and give them representation in the state bureau; to aid such societies and agents in the enforcement of the laws for the prevention of wrongs to ~~children and dumb~~ animals which may now or hereafter exist, and to promote the growth of education and sentiment favorable to the protection of ~~children and dumb~~ animals.

Sec. 5. Minnesota Statutes 1974, Section 343.07, is amended to read:

**343.07 ANNUAL MEETING.** The state bureau of ~~child and~~ animal protection shall hold its annual meetings on the second Monday in November, in each year, at the state capitol, or at any other place in the state which may be selected by its board of directors, for the transaction of its business and the election of its officers, at which meeting all questions relating to ~~child and~~ animal protection in the state may be considered.

Sec. 6. Minnesota Statutes 1974, Section 343.08, is amended to read:

**343.08 BIENNIAL REPORT.** The state bureau of ~~child and~~ animal  
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protection shall make a biennial report before October 1, in each even numbered year, to the secretary of state, embracing its proceedings for the preceding year, and statistics showing its work.

Sec. 7. Minnesota Statutes 1974, Section 343.10, is amended to read:

**343.10 COUNTY SOCIETIES.** County societies for the prevention of cruelty to ~~children and~~ animals may be formed in any county by not less than seven incorporators, and the members, at a meeting called for that purpose, may elect not less than three of their number directors, who shall continue in office until their successors have qualified.

Sec. 8. Minnesota Statutes 1974, Section 343.11, is amended to read:

**343.11 ACQUISITION OF PROPERTY, APPROPRIATIONS.** Every county society for the prevention of cruelty to ~~children and~~ animals may acquire, by purchase, gift, grant, or devise, and hold, use, or convey, real estate and personal property, and lease, mortgage, sell, or use the same in any manner conducive to its interest, to the same extent as natural persons. The county board of any county, or the council of any city, in which such societies exist, may, in its discretion, appropriate for the maintenance and support of such societies in the transaction of the work for which they are organized, any sums of money not otherwise appropriated, not exceeding \$4,800 in any one year; provided, that no part of the appropriation shall be expended for the payment of the salary of any officer of the society.

Sec. 9. Minnesota Statutes 1974, Section 343.12, is amended to read:

**343.12 DUTIES OF PEACE OFFICERS; FEES.** ~~Any member of a county society for the prevention of cruelty to children and animals may require, and~~ Upon application of any appointed agent at large or county agent in his county of appointment, it shall be the duty of, any sheriff or his deputy; ~~any constable, or any police officer; or the agent of any such society, state or county, whose appointment has been approved by a judge of probate,~~ to investigate any alleged violation of the law relative to cruelty to animals, and to arrest any person found violating the law relative to cruelty to persons or animals and those laws. It shall also be the duty of those officers to take possession of any animals in their respective municipalities jurisdictions which have been cruelly treated, and deliver the same to the proper officers of the society for custody and care. For such ~~services the officers or agents shall be allowed and paid such fees as are allowed for like services in other cases, care extended, the society shall be allowed its reasonable costs which fees shall constitute a part of the costs taxed on conviction.~~

Approved June 5, 1975.

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