

terms of delivery, and other conditions imposed in the call for bids. The commissioner shall have power to decide as to the lowest responsible bidder for all purchases. As to contracts other than for purchases, the head of the interested department or agency shall make the decision, subject to the approval of the commissioner. Any or all bids may be rejected, and a bid shall be rejected if it contains any alteration or erasure unless the alteration or erasure is corrected as herein provided. An alteration or erasure may be crossed out and the correction thereof printed in ink or typewritten adjacent thereto and initialed in ink by the person signing the bid. The person signing the bid shall also file a certificate with the bid explaining the correction of the alteration or erasure. The commissioner may reject the bid of any bidder who has failed to perform a previous contract with the state. *In the case of identical low bids from two or more bidders, the commissioner may, at his discretion, utilize negotiated procurement methods with the tied low bidders for that particular transaction, so long as the price paid does not exceed the low tied bid price.* A record shall be kept of all bids, with names of bidders and amounts of bids, and with the successful bid indicated thereon. Such record shall be open to public inspection. In any case where competitive bids are required and where all bids are rejected, new bids shall be called for as in the first instance, unless otherwise expressly provided by law.

Approved May 5, 1967.

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#### CHAPTER 313—H. F. No. 1466

*An act relating to the licensing and inspecting of certain dairy industry activities; amending Minnesota Statutes 1965, Section 32.104.*

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

Section 1. Minnesota Statutes 1965, Section 32.104, is amended to read:

**32.104 Dairy plants; local inspection.** *Notwithstanding any law to the contrary, the governing authority of any municipal corporation or other subdivision of state government may, by ordinance, provide for the inspection of milk, cream, butter, or other dairy products sold within its limits, and of dairy plants, dairy farms and dairy herds kept for the production of such milk, cream, butter, or other dairy products and may prescribe the terms upon which such*

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**

sales may be made and fix penalties for violation thereof, but no such ordinance shall conflict with any law of this state, or with any regulation of the commissioner for the inspection of dairy herds or dairy plants or dairy farms or impose any additional requirement for the sale of milk, cream, butter or other dairy products processed outside the corporate limits of the municipality than is imposed by law or by the regulations of the commissioner, or require a duplication of inspection of dairy plants, dairy farms, or dairy herds producing milk, cream, butter or other dairy products sold within its corporate limits, or otherwise interfere with any power or duty of the commissioner or his official subordinates; ~~except a municipal ordinance may fix higher standards on bacterial, chemical, butter fat or physical tests than the minimums fixed by law for milk and milk products sold within the municipality.~~

When a dairy plant is licensed by the commissioner of agriculture, the plant, *including all distribution facilities and vehicles*, is exempt from the licensing requirements of any subdivision of state government except for licensing requirements which the city, village, or borough in which the plant is located may impose.

Approved May 4, 1967.

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#### CHAPTER 314—H. F. No. 1674

*An act relating to the public examiner; reimbursible costs of audits of state departments and agencies; amending Minnesota Statutes 1965, Section 16.20, Subdivision 9.*

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

Section 1. Minnesota Statutes 1965, Section 16.20, Subdivision 9, is amended to read:

Subd. 9. **Public examiner; examination of state agencies; cost.** Except as otherwise provided by law, each state department, agency, state activity, semi-state activity or board (*hereinafter designated as "state agency" for the purposes of this section*) whose financial affairs are audited by the public examiner shall reimburse the public examiner for the cost of such audits; ~~Such reimbursements to be based upon shall be determined by multiplying the actual costs thereof as determined by the public examiner by the percentage that the appropriation from sources other than the general revenue fund bears to the total of appropriations to such state agency. and~~ The proceeds of such reimbursement shall be deposited to the credit of

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