

been scaled and fully paid for as provided in this subdivision is guilty of a misdemeanor. The county auditor may, with the approval of the county board and the commissioner of conservation, and without first offering at public sale, grant leases, for a term not exceeding 25 years, for the removal of peat from tax forfeited lands upon such terms and conditions as the county board may prescribe.

Provided, however, that no lease for the removal of peat shall be made by the county auditor pursuant to this section without first holding a public hearing on his intention to lease. One printed notice in a legal newspaper in the county at least ten days before the hearing, and posted notice in the court house at least 20 days before the hearing shall be given of the hearing.

Approved March 22, 1967.

CHAPTER 91—S. F. No. 397

[Coded]

An act relating to wild animals; defining the word "firearm"; amending Minnesota Statutes 1965, Section 97.40, by adding a new subdivision.

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

Section 1. Minnesota Statutes 1965, Section 97.40, is amended by adding a subdivision to read:

*Subd. 34. **Wild animals; firearms.** "Firearm" means any gun from which shot or a projectile is discharged by means of an explosive, gas, or compressed air.*

Approved March 22, 1967.

CHAPTER 92—S. F. No. 437

An act relating to soft drinks and other non-alcoholic beverages; amending Minnesota Statutes 1965, Sections 34.01, Subdivision 3; and 34.09; and repealing Minnesota Statutes 1965, Section 34.10.

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

Changes or additions indicated by italics, deletions by strikeout.

Section 1. Minnesota Statutes 1965, Section 34.01, Subdivision 3, is amended to read:

Subd. 3. **Soft drinks and non-alcoholic beverages; sanitation.** A carbonated or still beverage shall be a beverage made of pure cane, beet sugar, or refined corn sugar, or corn syrup or corn syrup solids, with pure water, and pure flavoring materials, with or without fruit acids and harmless coloring materials, and the finished product shall contain not less than seven percent of sugar and less than one half of one percent of alcohol by volume. In addition to the requirements of other laws relating to adulteration of food which are administered by the department of agriculture, all carbonated or still *soft drinks and other non-alcoholic* beverages not conforming to the above requirements, to the provisions of sections 34.02 to 34.11, or to the rules, definitions, and standards made thereunder, shall be deemed to be adulterated.

Sec. 2. Minnesota Statutes 1965, Section 34.09, is amended to read:

34.09 **Sanitation; required.** All factories, rooms, and places where soft drinks or other non-alcoholic beverages are manufactured, mixed, compounded, and placed in containers shall be well lighted and kept in a clean and sanitary condition; and all machinery, apparatus, and utensils used in the manufacture of such beverages shall be kept clean and sanitary and in a clean and sanitary place. *The commissioner shall promulgate, in the manner provided by law, such rules and regulations establishing minimum sanitary requirements as are reasonably necessary to protect the public health and interest.*

Sec. 3. **Effective date.** *This act is effective July 1, 1967. However, before this date the commissioner may promulgate necessary rules and regulations to take effect on July 1, 1967.*

Sec. 4. **Repealer.** *Minnesota Statutes 1965, Section 34.10, is repealed.*

Approved March 22, 1967.

CHAPTER 93—S. F. No. 476

[Not Coded]

An act authorizing the conveyance of certain tax forfeited lands in Aitkin county to Independent School District No. 1, Aitkin county.

Changes or additions indicated by italics, deletions by strikeout.