

STATE OF MINNESOTA
Executive DepartmentSaint Paul
April 1, 1949

Honorable John A. Hartle
Speaker of the House
State Capitol
Saint Paul, Minnesota

Dear Sir:

House File No. 662 is being returned herewith for technical correction.

This bill proposes to amend Minnesota Statutes 1945, Section 232.06, Subdivision 1, relating to the contract for storing grain in local grain warehouses, by changing the rates to be charged for storing the same.

The bill contains no provision as to the effective date thereof and, as the result thereof, will become effective following the date of its approval by the Governor.

Grain in storage, except corn, on the effective date of the act and under existing law (§232.06), is stored under a contract to June 30 and at a storage rate, after the first fifteen days, of 1/30 of a cent per bushel per day. The bill changes the rate to 1/25 of a cent per day. It is unlawful for the grain warehouse to collect a greater or lesser sum as storage charges than the one fixed in the statute.

Other provisions of the law, of which the amended section is a part, specify the form of the warehouse receipt, including a statement of the storage charge; provide that for any violation of the law the warehouseman is guilty of a misdemeanor; and require the Railroad and Warehouse Commission, after a hearing that the law has been violated, to revoke the license of a person conducting a local grain warehouse and not to re-issue a license so revoked for a period of one year.

The bill should have a provision contained therein making it effective beginning July 1, 1949. In the absence thereof, every warehouseman who accepts grain upon the effective date of the bill and thereafter, without changing the form of the warehouse receipt and without changing the rate to be charged, violates the law, and upon proper complaint it then becomes the duty of the Railroad and Warehouse Commission, after hearing, to revoke his license. If the provisions of the existing law with reference to fixing the storage rate are construed as a contract, then this bill, if enacted, impairs the validity of these contracts by changing the rate. If the pro-

visions of existing law fixing the storage rate are construed as a tariff, then the bill, if enacted, in changing the tariff makes grain in storage on the effective date of the act subject to two different rates, one before and one after the date of effect of the rate, and makes every person within scope of the act a law violator unless he can change the operation of his business overnight.

Sincerely yours,

LUTHER W. YOUNGDAHL,
Governor.

Mr. Dirlam moved that the communication from the Governor and H. F. No. 662 be laid on the table.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES.

Mr. Burtness from the Committee on Markets and Marketing to which was referred—

H. F. No. 1677, A bill for an act relating to rendering plants and persons engaged in the business of disposing of animals which have died or have been killed on account of disease, and authorizing the secretary and executive officer of the State Live Stock Sanitary Board to enter into reciprocal agreements on the subject with adjacent states; amending Minnesota Statutes 1945, Section 616.17.

Reports the same back with the recommendation that the bill do pass.

This Committee action taken April 4, 1949.

CARL S. BURTNESS,
Chairman.

Which was adopted.

Mr. Ernst from the Committee on Municipal Affairs to which was referred—

H. F. No. 1332, A bill for an act relating to the water, light, power and building commission in certain villages; defining and enlarging the powers of such commission.

Reports the same back with the following amendments:

With reference to the typewritten bill: