



Minnesota Legislature:
Senate Bills

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House
Companion
No.

DUPLICATE

S. F. NO. 1446



A bill for an act relating to Dodge and Olmsted counties;
authorizing a judge of the county court district of Dodge-
Olmsted to take a leave of absence for purposes of study
and research.

B. D. No. 83318

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators *Fredrickson* *Bratton*

★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on JUDICIARY.
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1446

S. F.

No.

Printed Page No.

1446

Mr. Frederick, Mrs. Brataas and Mr. Laufenburger introduced--

S. F. No. 1446: Referred to the Committee on JUDICIARY

1 A bill for an act

2 relating to Dodge and Olmsted counties;
3 authorizing a judge of the county court district
4 of Dodge-Olmsted to take a leave of absence for
5 purposes of study and research.

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

7 Section 1. [DODGE-OLMSTED COUNTY COURT JUDGES; LEAVE
8 OF ABSENCE FOR STUDY OR RESEARCH.] Subdivision 1. A judge
9 of the county court district of Dodge-Olmsted shall, upon
10 approval by the chief justice and the affected county
11 boards, be entitled to a leave of absence of not more than
12 one year to attend an accredited college, university or
13 other institution for the purpose of study and research.
14 The leave of absence shall be without pay unless the judge
15 and affected county boards negotiate a salary to be payable
16 during the period of absence.

17 Subd. 2. A judge shall have the option to continue
18 pension contributions during his absence. If a judge elects
19 to continue pension contributions, the affected county
20 boards shall continue their pension contributions. If a
21 judge elects not to contribute, the affected county boards
22 may at their option continue contributions during the period
23 of his absence. In computing the period of service of a

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1 judge for retirement purposes, he shall receive credit for a
2 period of leave of absence if he elects to continue pension
3 contributions during that period.

4 Subd. 3. The affected county boards may continue
5 hospitalization, insurance and other benefits in effect
6 during a judge's period of absence. Sick leave and vacation
7 leave shall not accumulate during the leave of absence.

8 Sec. 2. [EFFECTIVE DATE.] This act is effective upon
9 approval by the county boards of Dodge and Olmsted counties,
10 and upon compliance with Minnesota Statutes, Section
11 645.021.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT
S. F. NO. 1446

1509

A bill for an act relating to Dodge and Olmsted counties;
authorizing a judge of the county court district of Dodge-
Olmsted to take a leave of absence for purposes of study and
research.

B. D. No. B3318

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Frederick Brataas
Laufenburger

Read FIRST TIME APR 10 1975 and Referred to the
Committee on JUDICIARY

Committee Recommendation and Adoption of Report

To pass as amended
Calendar of ordinary matters APR 24 1975

★ Read SECOND TIME APR 24 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No. 1446

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

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S. F. NO. 1446

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Introduced by Frederick, Brataas and Laufenburger.
Read First Time Apr. 10, 1975, and Referred to
the Committee on Judiciary.
Committee Recommendation. To Pass as Amended and be
placed on the Calendar of Ordinary Matters.
Committee Report Adopted Apr. 24, 1975.
Read Second Time Apr. 24, 1975.

1 A bill for an act
2 relating to Dodge and Olmsted counties;
3 authorizing a judge of the county court district
4 of Dodge-Olmsted to take a leave of absence for
5 purposes of study and research.
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
7 Section 1. [DODGE-OLMSTED COUNTY COURT JUDGES; LEAVE
8 OF ABSENCE FOR STUDY OR RESEARCH.] Subdivision 1. A judge
9 of the county court district of Dodge-Olmsted shall, upon
10 approval by the chief justice and the affected county
11 boards, be entitled to a leave of absence of not more than
12 one year to attend an accredited college, university or
13 other institution for the purpose of study and research.
14 The leave of absence shall be without pay unless the judge
15 and affected county boards negotiate a salary to be payable
16 during the period of absence.
17 Subd. 2. A judge shall have the option to continue
18 pension contributions during his absence. If a judge elects
19 to continue pension contributions, the affected county
20 boards shall continue their pension contributions. If a
21 judge elects not to contribute, the affected county boards
22 may at their option continue contributions during the period
23 of his absence. In computing the period of service of a

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1 judge for retirement purposes, he shall receive credit for a
2 period of leave of absence if he elects to continue pension
3 contributions during that period.

4 Subd. 3. The affected county boards may continue
5 hospitalization, insurance and other benefits in effect
6 during a judge's period of absence.

7 Sec. 2. [EFFECTIVE DATE.] This act is effective upon
8 approval by the county boards of Dodge and Olmsted counties,
9 and upon compliance with Minnesota Statutes, Section
10 645.021,

House
Companion
No.

1509

DUPLICATE
SECOND ENGROSSMENT

S. F. NO. 1446

A bill for an act relating to Dodge and Olmsted counties;
authorizing a judge of the county court district of Dodge-
Olmsted to take a leave of absence for purposes of study and
research.

B. D. No. B3318

SENATE ACTION

Introduced by Senators Frederick Brataas
Laufenburger

Read FIRST TIME APR 10 1975 and Referred to the
Committee on JUDICIARY

Committee Recommendation and Adoption of Report

To pass as amended
Calendar of ordinary matters APR 24 1975

★ Read SECOND TIME APR 24 1975
Committee of the Whole

★ Rules suspended Amended MAY 5 1975
Read THIRD TIME as Amended MAY 5 1975
Passed by the Senate as Amended MAY 5 1975
Transmitted to the House MAY 5 1975

Patrick E. Flahaven
Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No.

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

1446

Introduced by Frederick, Brataas and Laufenburger.
Read First Time Apr. 10, 1975, and Referred to
the Committee on Judiciary.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted Apr. 24, 1975.
Read Second Time Apr. 24, 1975.
Rules Suspended. Amended May 5, 1975.
Read Third Time as Amended May 5, 1975.
Passed by the Senate as Amended May 5, 1975.
Transmitted to the House May 5, 1975.

1 A bill for an act
2 relating to Dodge and Olmsted counties;
3 authorizing a judge of the county court district
4 of Dodge-Olmsted to take a leave of absence for
5 purposes of study and research.
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
7 Section 1. [DODGE-OLMSTED COUNTY COURT JUDGES; LEAVE
8 OF ABSENCE FOR STUDY OR RESEARCH.] Subdivision 1. A judge
9 of the county court district of Dodge-Olmsted shall, upon
10 approval by the chief justice and the affected county
11 boards, be entitled to a leave of absence of not more than
12 one year to attend an accredited college, university or
13 other institution for the purpose of study and research.
14 The leave of absence shall be without pay unless the judge
15 and affected county boards negotiate a salary to be payable
16 during the period of absence.
17 Subd. 2. The affected county boards may continue
18 hospitalization, insurance and other benefits in effect
19 during a judge's period of absence.
20 Sec. 2. [EFFECTIVE DATE.] This act is effective upon
21 approval by the county boards of Dodge and Olmsted counties,
22 and upon compliance with Minnesota Statutes, Section
23 645.021.

House
Companion
No.

1509

DUPLICATE
THIRD ENGROSSMENT
S. F. NO. 1446

A bill for an act relating to Dodge and Olmsted counties; authorizing a judge of the county court district of Dodge-Olmsted to take a leave of absence for purposes of study and research.

B. D. No. B3318

COMPARISON ACTION

Date _____
_____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____

Upon motion of _____

_____ F. No. _____ was substituted

for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Frederick Brataas

Laufenburger

★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on JUDICIARY

Committee Recommendation and Adoption of Report

To pass as amended
Calendar of ordinary matters APR 24 1975

★ Read SECOND TIME APR 24 1975
Committee of the Whole

Rules suspended Amended MAY 5 1975

★ Read THIRD TIME as Amended MAY 5 1975

Passed by the Senate as Amended MAY 5 1975

Transmitted to the House MAY 5 1975

Patrick E. Flahaven
Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. 1509

★ Read FIRST TIME MAY 6 1975 and Referred to the
Committee on

RULES AND LEGISLATIVE ADMINISTRATION
Committee Recommendation and Adoption of Report TO PASS as AMENDED
and placed on CONSENT CAL. MAY 9 1975

★ Read SECOND TIME MAY 9 1975
Committee of the Whole

★ Read THIRD TIME MAY 12 1975
Passed by the House MAY 12 1975
Returned to the Senate MAY 12 1975

Edward A. Surdick
Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No.

1446

CONFERENCE COMMITTEE ACTION

OTHER ACTION

SENATE

HOUSE

Date MAY 13 1975

Date MAY 14 1975

The Senate refused to concur in House amendments to S. F. No. 1446 and requested a Conference Committee of 3 members on the part of the Senate as a Conference Committee to confer with a like committee on the part of the House.

The House has acceded to the request of the Senate for the appointment of a Conference Committee on S. F. No. 1446 consisting of 3 members to confer with a like Committee of the Senate.

MAY 14 1975
SENATE CONFEREES

MAY 14 1975
HOUSE CONFEREES

FREDERICK
BRATAAS
HUMPHREY

Frederick
Brataas
Humphrey

Patrick E. Flahaven
Secretary of the Senate

Edward A. Burdick
Chief Clerk, House of Representatives

Date MAY 17 1975

Date MAY 17 1975

The Senate adopted the recommendation and report of the Conference Committee on S. F. No. 1446 and repassed said bill in accordance with the report of the Committee so adopted.

The House adopted the recommendation and report of the Conference Committee on S. F. No. 1446 and repassed said bill in accordance with the report of the Committee so adopted.

Patrick E. Flahaven
Secretary of the Senate

Edward A. Burdick
Chief Clerk, House of Representatives

OTHER ACTION

1446

1 A bill for an act
2 relating to Dodge and Olmsted counties;
3 authorizing a judge of the county court district
4 of Dodge-Olmsted to take a leave of absence for
5 purposes of study and research.

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

7 Section 1. [DODGE-OLMSTED COUNTY COURT JUDGES; LEAVE
8 OF ABSENCE FOR STUDY OR RESEARCH.] Subdivision 1. A judge
9 of the county court district of Dodge-Olmsted shall, upon
10 approval by the chief justice and the affected county
11 boards, be entitled to a leave of absence of not more than
12 one year to attend an accredited college, university or
13 other institution for the purpose of study and research.
14 The leave of absence shall be without pay unless the judge
15 and affected county boards negotiate a salary to be payable
16 during the period of absence.

17 Subd. 2. The affected county boards may continue
18 hospitalization, insurance and other benefits in effect
19 during a judge's period of absence.

20 Sec. 2. [EFFECTIVE DATE.] This act is effective upon
21 approval by the county boards of Dodge and Olmsted counties,
22 and upon compliance with Minnesota Statutes, Section
23 645.021.

House
Companion
No.

DUPLICATE
S. F. NO. 1447

A bill for an act relating to municipal development districts; clarifying certain provisions; including industrial parks within development districts; providing for the publication of notice; eliminating the requirement that all tax increments be pledged to the issuance of bonds; amending Minnesota Statutes 1974, Sections 472A.01; 472A.02, Subdivision 3, and by adding a subdivision; 472A.03; 472A.04; 472A.06; 472A.07, Subdivisions 2 and 3; 472A.08; and 472A.09.

B. D. No. B2721

SENATE ACTION

Introduced by Senators *Hughes* *Dunn* *Schmied*

APR 10 1975

Read FIRST TIME

Committee on

TAXES AND TAX LAWS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date

_____ moved that

_____ F. No. _____ and _____ F. No. _____

be referred for comparison.

Date

Upon motion of _____

_____ F. No. _____ was substituted

for _____ F. No. _____ which

was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date

The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No.

1447

Messrs. Hughes, Dunn and Schmitz introduced--

S. F. No. 1447: Referred to the Committee on TAXES AND TAX LAWS

1 A bill for an act
2 relating to municipal development districts;
3 clarifying certain provisions; including
4 industrial parks within development districts;
5 providing for the publication of notice;
6 eliminating the requirement that all tax
7 increments be pledged to the issuance of bonds;
8 amending Minnesota Statutes 1974, Sections
9 472A.01; 472A.02, Subdivision 3, and by adding a
10 subdivision; 472A.03; 472A.04; 472A.06; 472A.07,
11 Subdivisions 2 and 3; 472A.08; and 472A.09.

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

13 Section 1. Minnesota Statutes 1974, Section 472A.01,
14 is amended to read:

15 472A.01 (DEVELOPMENT PROGRAM; PURPOSE.) It is found
16 that there is a need for new development in areas of a
17 municipality which are already built up or which are suited
18 as an industrial park to provide employment opportunities to
19 improve the tax base and to improve the general economy of
20 the state. Therefore, municipalities are authorized to
21 develop a program for improving a district of the
22 municipality to provide impetus for industrial and
23 commercial development; to increase employment; to protect
24 pedestrians from vehicle traffic and inclement weather; to
25 provide the necessary linkage between peripheral parking
26 facilities and places of employment and shopping; to provide

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1 off-street parking to serve the shoppers and employees of
2 the district; to provide open space relief within the
3 district; and to provide other facilities as are outlined in
4 the development program adopted by the governing body. It
5 is hereby declared by the legislature of the state of
6 Minnesota that the actions required to assist the
7 implementation of these development programs, including the
8 establishment of industrial parks, are a public purpose and
9 that the execution and financing of such programs are a
10 public purpose.

11 Sec. 2. Minnesota Statutes 1974, Section 472A.02,
12 Subdivision 3, is amended to read:

13 Subd. 3. A "development district" is a specific area
14 within the corporate limits of any municipality which has
15 been so designated and separately numbered by the governing
16 body. Land within a development district need not be
17 contiguous. No less than 60 percent of the area of any such
18 district, except for any portion designated as an
19 industrial park, shall consist of land which has been
20 platted and developed. The area of a district shall not be
21 enlarged after five years following the date of designation
22 of the district. At the time of the designation of the
23 first development district in any municipality, the
24 governing body of that municipality shall by formal action
25 adopt one of the three following alternative restrictive
26 options. Once the choice is made, that municipality must
27 use the same option for all succeeding development
28 districts.

29 (a) The total acreage included in any one development
30 district when designated shall not exceed one percent of the
31 total acreage of the municipality, and when added to the
32 total current acreage within development districts for which

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1 unrecovered cost of bonds remain shall not exceed three
2 percent of the total acreage of the municipality.

3 (b) The total market value of taxable real property of
4 any one development district when designated shall not
5 exceed five percent of the total market value of taxable
6 real property in the municipality ~~as~~ then most recently
7 ~~certified by~~ filed with the county auditor by the
8 commissioner of revenue in accordance with section 270.13 ,
9 and when added to the ~~current~~ most recently filed total
10 market value of taxable real property within development
11 districts for which unrecovered cost of bonds remain shall
12 not exceed ten percent of the total market value of taxable
13 real property in the municipality as most recently certified
14 by the county auditor.

15 (c) No development district shall exceed six acres. At
16 no time shall another development district be designated by
17 the governing body of the municipality until all cost of
18 bonds for the previously designated district has been paid,
19 designated district has been paid.

20 Sec. 3. Minnesota Statutes 1974, Section 472A.02, is
21 amended by adding a subdivision to read:

22 Subd. 11. "Industrial park" means all or any portion
23 of the development district designated by the municipality
24 as an industrial park and used primarily for industrial
25 purposes.

26 Sec. 4. Minnesota Statutes 1974, Section 472A.03, is
27 amended to read:

28 472A.03 [AUTHORITY GRANTED.] A municipality may after
29 consultation with its planning agency or planning department
30 and after public hearings, notice of which shall have been
31 published , at least once not less than ten days nor more
32 than 30 days prior to the date of hearing, in the official

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1 newspaper of the municipality, or if the municipality has no
2 official newspaper, in a newspaper of general distribution
3 within the municipality, designate development districts
4 within the boundaries of the municipality. The municipality
5 shall also provide for relocation pursuant to section
6 472A.12 and ~~consult with the~~ if an advisory board is
7 created by section 472A.11 , consult with the board before
8 making this designation. Within these districts the
9 municipality may adopt a development program consistent with
10 which the municipality may acquire, construct, reconstruct,
11 improve, alter, extend, operate, maintain, or promote
12 developments aimed at improving the physical facilities,
13 quality of life and quality of transportation. The
14 municipality may acquire land or easements through
15 negotiation or through powers of eminent domain. The
16 municipal council may adopt ordinances regulating traffic in
17 pedestrian skyway systems, public parking structures, and
18 other facilities constructed within the development
19 district. The municipal council may pass ordinances
20 regulating access to pedestrian skyway systems and the
21 conditions under which such access is allowed.

22 Traffic regulations may include but shall not be
23 limited to direction and speed of traffic, policing of
24 pedestrianways, hours that pedestrianways are open to the
25 public, kinds of service activities that will be allowed in
26 arcades, parks and plazas, fares to be charged on the people
27 movers, and rates to be charged in the parking structures.
28 The municipality shall have the power to require private
29 developers to construct buildings so as to accommodate and
30 support pedestrian systems which are part of the program for
31 the development district. When the municipality requires
32 the developer to construct columns, beams or girders with

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1 greater strength than required for normal building purposes,
2 the municipality shall reimburse the developer for the added
3 expense from development district funds. The municipality
4 shall have the authority to install special lighting
5 systems, special street signs and street furniture, special
6 landscaping of streets and public property; to install
7 special snow removal systems; to acquire property for the
8 district; to lease or sell air rights over public buildings
9 and to spend public funds for constructing the foundations
10 and columns in the public buildings strong enough to support
11 the buildings to be constructed on air rights; to lease all
12 or portions of basement, ground and second floors of the
13 public buildings constructed in the district; to negotiate
14 the sale or lease of property for private development if the
15 development is consistent with the development program for
16 the district.

17 Sec. 5. Minnesota Statutes 1974, Section 472A.04, is
18 amended to read:

19 472A.04 [TAX STATUS.] The pedestrian skyway system,
20 ~~underground-pedestrian-concourse, the people-mover system,~~
21 ~~and~~ publicly owned parking structures and any other public
22 facilities set forth in the development program are all
23 declared to be public property to be used for essential
24 public and governmental purposes which shall be exempt from
25 all taxes and special assessments of city, county, state, or
26 any political subdivision thereof. Taxes do not include
27 charges for utilities and special services such as heat,
28 water, electricity, gas, sewage disposal, or garbage
29 removal.

30 Sec. 6. Minnesota Statutes 1974, Section 472A.06, is
31 amended to read:

32 472A.06 [ISSUANCE OF BONDS.] The governing body of the

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1 municipality, may authorize, issue and sell general
2 obligation bonds, which shall mature within 30 years from
3 the date of issue, to finance the acquisition and betterment
4 of real and personal property needed to carry out the
5 development program within the development district together
6 with all relocation costs incidental thereto in accordance
7 with sections 475.51, 475.53, 475.54, 475.55, 475.56,
8 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69,
9 475.70, 475.71. ~~Not~~ Not less than 20 percent of the tax
10 increments received by the municipality pursuant to section
11 472A.08 shall be pledged for the payment of these bonds and
12 used to reduce or cancel the taxes otherwise required to be
13 extended for that purpose, and the bonds shall not be
14 included when computing the municipality's net debt. No
15 such levy of taxes shall cause the amount of other taxes,
16 levied or to be levied by the municipality, which are
17 subject to any limitation as to rate or amount, to be
18 reduced.

19 Sec. 7. Minnesota Statutes 1974, Section 472A.07,
20 Subdivision 2, is amended to read:

21 Subd. 2. [NOTICE, HEARING.] Before approving any tax
22 increment financing plan, the governing body shall hold a
23 public hearing thereon after published notice in the
24 official newspaper of the municipality, or if the
25 municipality has no official newspaper, in a newspaper of
26 general circulation in the municipality at least once not
27 less than ten days nor more than 30 days prior to the date
28 of hearing. This hearing may be a part of a hearing on the
29 formation or enlargement of the development-program
30 district .

31 Sec. 8. Minnesota Statutes 1974, Section 472A.07,
32 Subdivision 3, is amended to read:

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1 Subd. 3. [CONSULTATIONS WITH OTHER JURISDICTIONS.]
2 Before formation or enlargement of a development district
3 the governing body shall provide a reasonable opportunity to
4 the members of the county board of commissioners of any
5 county in which any portion of the development district is
6 located and to the members of the school board of any school
7 district in which any portion of the development district is
8 located to meet with the governing body. The governing body
9 shall fully inform members of the county boards of
10 commissioners and of the school boards of the fiscal and
11 economic implications of the proposed development district.
12 The members of the county boards of commissioners and of the
13 school boards may present their recommendations at the
14 public hearing on the tax increment financing plan. A
15 governing body may enter into agreements with the county
16 boards of commissioners, the school boards and the governing
17 body of the municipality in which the district is located to
18 share a portion of the captured assessed value of the
19 district.

20 Sec. 9. Minnesota Statutes 1974, Section 472A.08, is
21 amended to read:

22 472A.08 [COMPUTATION OF TAX INCREMENT.] Subdivision 1.
23 [ORIGINAL ASSESSED VALUE.] Upon or after formation of a
24 development district and adoption of the tax increment
25 financing plan, the auditor of the county in which it is
26 situated shall upon request of the municipality certify the
27 original assessed value of the real property within the
28 boundaries of the development district as described in the
29 tax increment financing plan. Property taxable at the time
30 of the request shall be included in the original assessed
31 value at ~~its most recently determined~~ valuation most
32 recently filed with the county auditor by the commissioner

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1 of revenue in accordance with section 270.13 . Property
2 exempt from taxation at the time of the request shall be
3 included at zero unless it was taxable when the tax
4 increment financing plan was approved in which case its most
5 recently-determined filed assessed valuation before it
6 became exempt shall be included. -Assessed valuation which
7 is contributed to an area-wide tax base under section
8 473F.00 shall not be included in the original assessed
9 value. No part of any real property within a development
10 district for which unrecovered costs of bonds remain shall
11 be considered commercial-industrial property within the
12 meaning of section 473F.02, subdivision 3. Each year
13 thereafter, the auditor shall certify at the same time the
14 taxes levied that year are extended on the lists the amount
15 by which the assessed value has increased or decreased from
16 the original assessed value. The auditor shall also certify
17 the proportion which any such increase or decrease bears to
18 the total assessed value of the real property in that
19 district for that year.

20 Subd. 2. [CAPTURED ASSESSED VALUE.] Any amount by
21 which the current assessed value of a development district
22 exceeds the original assessed value ~~other than the portion~~
23 ~~thereof to be contributed to an area-wide tax base under~~
24 ~~section 473F.00~~ of taxable real property in the
25 development district is referred to as the captured assessed
26 value. The county auditor shall certify the amount of the
27 captured assessed value to the municipality each year
28 thereafter at the same time the taxes levied that year are
29 extended on the lists .

30 (a) A municipality may choose to retain any part or all
31 of the captured assessed value for purposes of tax increment
32 financing according to one of the two following options:

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1 (1) If the plan provides that all the captured assessed
2 value is necessary to finance the development program the
3 municipality may retain the full captured assessed value.

4 (2) If the plan provides that only a portion of the
5 captured assessed value is necessary to finance the
6 development program of the district only that portion shall
7 be set aside and the remainder shall be distributed among
8 the affected taxing districts by the county auditor.

9 (b) The portion of captured assessed value that a
10 municipality intends to use for purposes of tax increment
11 financing must be clearly stated in the tax increment
12 financing plan.

13 Subd. 3. [TAX INCREMENTS.] (a) In each subsequent year
14 the county auditor shall compute assessed valuation, mill
15 rates and tax increments according to the following method:

16 (1) If the municipality retains the full captured
17 assessed value for the development district the county
18 auditor shall include ~~no more than~~ the original assessed
19 value of the taxable real property in the development
20 district for purposes of determining assessed value for
21 local mill rates. He shall compute the mill rates of all
22 taxes levied by the state, the county, the municipality or
23 town, the school district and every other taxing district in
24 which the district is located on the aforementioned assessed
25 value. He shall extend all mill rates against the current
26 assessed value, including the captured assessed value. In
27 each year for which the current assessed value exceeds the
28 original assessed value of the taxable real property in the
29 development district the county treasurer shall remit to the
30 municipality that proportion of all taxes paid that year on
31 real property in the district which the captured assessed
32 value bears to the total current assessed value. The amount

1447

1 so remitted each year is referred to in this section as the
2 tax increment for that year.

3 (2) If the municipality retains only a portion of the
4 captured assessed value for the development district and
5 returns the remaining portion to the tax rolls of all
6 affected taxing districts the county auditor shall include
7 the original assessed value of the taxable real property in
8 the development district and that portion of the captured
9 assessed value which is shared with all the affected taxing
10 districts in determining the assessed value for computing
11 mill rates. He shall compute the mill rates of all taxes
12 levied by the state, county, municipality, school district,
13 and every other taxing district in which the district is
14 located on this aforementioned assessed value. He shall
15 extend all mill rates against the total current assessed
16 value including that portion of the captured assessed value
17 which the municipality is retaining for the development
18 district only. In each year for which the current assessed
19 value exceeds the original assessed value of the taxable
20 real property in the development district the county
21 treasurer shall remit to the municipality that proportion of
22 all taxes paid on real property in the district that the
23 retained captured assessed value bears to the total current
24 assessed value in the district. The amount so remitted each
25 year is referred to as the tax increment.

26 (b) In any year in which the current assessed value of
27 the development district is equal to or less than the
28 original assessed value of the taxable real property in the
29 development district the county auditor shall compute and
30 extend taxes against the current value. Taxes shall be
31 distributed from the affected property to each of the taxing
32 authorities as determined by the current levy and there is

1447

1 no tax increment.

2 Subd. 4. [LIMITATION ON USE OF TAX INCREMENTS.] The
3 municipality shall expend the tax increments received for
4 any development program only in accordance with the tax
5 increment financing plan. Revenues derived from tax
6 increments shall be used only to pay off capital costs and
7 administrative expenses incurred in developing the district.
8 These revenues shall not be used to circumvent existing levy
9 limit laws.

10 Subd. 5. [ANNUAL DISCLOSURE.] On or before July 1, of
11 each year, the governing body shall submit to the governing
12 body of the municipality, the county board and the school
13 board a report on the status of the account. The report
14 shall include the following information: the amount and
15 source of revenue in the account, the amount and purpose of
16 expenditures from the account, the amount of principal and
17 interest on any outstanding bonded indebtedness, the
18 original assessed value of the district, the captured
19 assessed value retained by the district, the captured
20 assessed value shared with other taxing districts, the tax
21 increments received and any additional information necessary
22 to demonstrate compliance with the tax increment financing
23 plan. An annual statement showing the tax increments
24 received and expended in that year, the original assessed
25 value, captured assessed value, amount of outstanding bonded
26 indebtedness, and any additional information the governing
27 body deems necessary shall be published in the official
28 newspaper of the municipality or if there is no official
29 newspaper, in a newspaper of general circulation in the
30 municipality.

31 Sec. 10. Minnesota Statutes 1974, Section 472A.09, is
32 amended to read:

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1 472A.09 [MAINTENANCE AND OPERATION.] Maintenance and
2 operation of the pedestrian systems, special lighting
3 systems, parking structuring, and any other public
4 improvements constructed under provisions of sections
5 472A.01 to 472A.13 ~~shall~~ may be under the supervision of
6 the administrator as designated in section 472A.10. The
7 cost of maintenance and operation of the nonrevenue
8 facilities together with the excess costs of operation and
9 maintenance of revenue producing facilities, if any, ~~shall~~
10 may be charged assessed against each property in the
11 development district in which it is located. ~~The amount of~~
12 ~~assessment against each property within the district shall~~
13 ~~be in proportion to the benefit to the several properties~~
14 ~~within the district. By July 1 of each year the~~
15 ~~administrator of the development district shall submit to~~
16 ~~the governing body of the municipality the maintenance and~~
17 ~~operating budget for the following year, and the prorata~~
18 ~~share of the budget to be charged to each property in the~~
19 ~~district.~~ The governing body of the municipality shall
20 certify the assessments to the county auditor for
21 collection. The governing body shall levy these assessments
22 in accordance with the procedures established in Minnesota
23 Statutes 1971, Section 429.061.

24 Sec. 11. [VALIDATION OF PROCEEDINGS.] Subdivision 1.
25 Any proceedings under Minnesota Statutes 1974, Chapter 472A
26 now in process may be continued under Minnesota Statutes
27 1974, Chapter 472A or Minnesota Statutes, Chapter 472A as
28 amended by this act.

29 Subd. 2. Any proceedings heretofore taken under
30 Minnesota Statutes 1974, Chapter 472A or in conformance with
31 Minnesota Statutes, Chapter 472A as amended by this act, and
32 otherwise in conformity with law, are hereby authorized,

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- 1 legalized and validated.
- 2 Sec. 12. [EFFECTIVE DATE.] This act is effective on
- 3 the day following final enactment.

X

House
Companion
No.

DUPLICATE

S. F. NO. 1448

A bill for an act relating to public welfare; authorizing the commissioner of administration to make grants for local match increases to fund costs for Minnesota community action agencies of new and innovative programs; appropriating money.

B. D. No. B2907

COMPARISON ACTION

Date _____ moved that

____ F. No. _____ and ____ F. No. _____
be referred for comparison.

Date _____

Upon motion of _____

____ F. No. _____ was substituted

for ____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments toS. F. No. _____ and repassed
the bill as amended._____
Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole★ Read THIRD TIME
Passed by the House
Returned to the Senate_____
Chief Clerk, House of Representatives
State of Minnesota☐ OTHER ACTION
Refer to back of cover for other
action.☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

SENATE ACTION

Introduced by Senators

★ Read FIRST TIME

Committee on

HEALTH, WELFARE AND CORRECTIONS

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME

Passed by the Senate

Transmitted to the House

Secretary of the Senate
State of Minnesota

1448

S. F. No. _____

Printed Page No.

1448

Messrs. Moe; Olson, J. L. and Keefe, S. introduced--

S. F. No. 1448: Referred to the Committee on HEALTH, WELFARE AND CORRECTIONS

1 A bill for an act
2 relating to public welfare; authorizing the
3 commissioner of administration to make grants for
4 local match increases to fund costs for Minnesota
5 community action agencies of new and innovative
6 programs; appropriating money.
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
8 Section 1. [DEFINITIONS.] Subdivision 1. For the
9 purpose of sections 1 to 3, the terms defined in this
10 section shall have the meanings given them.
11 Subd. 2. "Commissioner" means the commissioner of the
12 state department of administration.
13 Subd. 3. "Community action agencies" means public
14 agencies or private nonprofit corporations organized
15 pursuant to Minnesota Statutes, Chapter 317, which on the
16 effective date of this act were designated to receive
17 federal funds pursuant to the Economic Opportunity Act of
18 1964, public Law 88-452, as amended, now designated as the
19 Community Services Act of 1974, Public Law 14449, and
20 hereinafter referred to as the community services act.
21 Subd. 4. "Minnesota community action association,
22 incorporated" means that private nonprofit corporation
23 organized pursuant to Minnesota Statutes, Chapter 317,

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1 incorporation papers for which were filed in the office of
2 the secretary of state on September 17, 1971.

3 Subd. 5. "Community action programs" means community
4 based and operated programs which provide for a sufficient
5 range of services and activities having a reasonable and
6 potentially major impact on causes of poverty in the
7 community. Community action programs may include projects
8 funded by local, state, federal or other public or private
9 sources. Projects or programs may be either uniquely local
10 in character or part of a state or federal program providing
11 assistance to a particular kind of activity or individual.

12 Subd. 6. "Community" means a city, county, multicounty
13 or multicounty unit or neighborhood or other area,
14 irrespective of boundaries or political subdivisions, which
15 provides a suitable organizational base and possesses the
16 identity of interest needed for community action programs.

17 Subd. 7. "Poor, low-income family" or "poor,
18 low-income person" means a family or person whose income
19 qualifies them or him for participation in programs
20 authorized through various state agencies including the
21 department of public welfare, the department of economic
22 development, the department of health, the department of
23 agriculture, and the department of employment services, and
24 through various federal agencies including the Department of
25 Labor, the Department of Social Security, the Department of
26 Agriculture, the Department of Health, Education and
27 Welfare, the Department of Housing and Urban Development,
28 the Small Business Administration, and the Community
29 Services Agency.

30 Sec. 2. [COMMUNITY ACTION AGENCIES; ELIGIBILITY FOR
31 FINANCIAL ASSISTANCE.] Subdivision 1. Community action
32 agencies shall be eligible for designation by the

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1 commissioner to receive financial assistance from the
2 department of administration only if they meet the following
3 criteria:

4 (a) All requirements established by law for eligibility
5 to receive funds are satisfied;

6 (b) Accurate budgeting information reflecting the need
7 for a five percent match increase for community action
8 agencies having a budget of \$300,000 or less or a ten
9 percent match increase for community action agencies having
10 a budget of more than \$300,000 and operating under the
11 Community Services Act, for the first year of the 1975-1977
12 biennium or the need for a ten percent match increase for
13 those community action agencies having a budget of \$300,000
14 or less or a 20 percent match increase for those community
15 action agencies having a budget of more than \$300,000 and
16 operating under the Community Services Act for the second
17 year of the 1975-1977 biennium is submitted to the
18 commissioner; and

19 (c) Accurate budgeting information, reflecting federal
20 funding if available, for the operation of the community
21 action agencies is submitted to the commissioner for review
22 and approval with approval dependent upon a review by the
23 welfare and corrections subcommittee on finance in the
24 senate and the welfare and corrections division of
25 appropriations in the house. At least 30 days before action
26 by the legislative advisory committee the commissioner shall
27 submit the aggregate match needs of the community action
28 agencies and other funding requests to the committees for
29 review.

30 Subd. 2. To maintain their eligibility for state
31 financial assistance the community action agencies shall:

32 (a) Receive and administer funds from any private or

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1 local, state, or federal source for community action
2 programs or other appropriate purposes. Community action
3 agencies may subcontract with other public or private
4 agencies using funds received pursuant to sections 1 to 3
5 when consistent with community action programs;

6 (b) Develop, review, approve, and evaluate all
7 community action programs or activities within the area
8 served;

9 (c) Encourage cooperation and coordination of existing
10 non-agency or association activities and programs in
11 applying for funds and in providing nonduplicative services;

12 (d) Establish procedures by which members of the
13 community may participate actively in developing and
14 implementing community action programs;

15 (e) Encourage business, labor, and other private
16 investment and participation in the community;

17 (f) Establish policy governing the employment,
18 discharge, functions, and duties of its employees, including
19 the extent of the lawful duties of the employees as
20 advocates for the poor;

21 (g) Submit in accordance with regulations promulgated
22 by the commissioner an annual budget outlining its proposed
23 activities and expenditures and quarterly reports outlining
24 expenditures and activities of the previous quarter; and

25 (h) Comply with the requirements of the commissioner,
26 applicable state statutes, and any applicable federal law.

27 Sec. 3. [DUTIES.] Community action agencies shall:

28 (a) Act as special advocates for the poor in the state
29 and encourage the mobilization of resources with the intent
30 of alleviating poverty in the state;

31 (b) Provide technical assistance, training and related
32 services to the community;

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1 (c) Collect information regarding state and federal
2 participation in poverty programs for the purposes of
3 coordinating and benefiting from the funds;

4 (d) Maintain the Minnesota community action programs
5 association office and its function;

6 (e) Operate current and new and innovative programs
7 which relate to the appropriate function of community action
8 agencies; and

9 (f) Provide information and assistance to the governor,
10 the legislature, and state agencies with the objective of
11 developing programs and seeking legislation for the benefit
12 of poor, low-income families or persons.

13 Sec. 4. [APPROPRIATION.] Subdivision 1. The sum of
14 \$2,380,000 is appropriated to the department of
15 administration from the general fund of the state treasury
16 for the purpose of this act.

17 Subd. 2. Any unexpended balance not to exceed
18 \$1,295,000 remaining on June 30, 1976 from this
19 appropriation is hereby designated to remain on a continuing
20 basis for the purpose of this act with the commissioner
21 until June 30, 1977, notwithstanding the provisions of
22 Minnesota Statutes 1974, Section 16A.28, or any other law
23 relating to the lapse of an appropriation.

X

House
Companion
No.

DUPLICATE

S. F. NO. 1449

A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for initiative and referendum.

B. D. No. B2810

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Bretz
Hughes Fuduit
★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on JUDICIARY
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1449

Printed Page No.

S. F. No.

1449

Mrs. Brataas and Messrs. Hughes and Frederick introduced--

S. F. No. 1449: Referred to the Committee on JUDICIARY

A bill for an act

proposing an amendment to the Minnesota
Constitution by adding an article providing for
initiative and referendum.

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

Section 1. The following amendment to the Minnesota
Constitution is proposed to the people of the state for
their approval or rejection. It is proposed to amend the
constitution by adding an article to read:

ARTICLE XIV

Section 1. Notwithstanding articles III and IV, the
people reserve to themselves the power of initiative and
referendum.

Sec. 2. (a) The initiative is the power of the
electors to propose laws and amendments to the constitution
and to approve or reject them.

(b) An initiative measure may be proposed by presenting
to the secretary of state a petition that sets forth the
text of the proposed law or constitutional amendment and is
certified to have been signed by electors equal in number to
five percent of the electors voting at the last general
election.

1449

1 (c) The secretary of state shall submit the measure to
2 the electors for their approval or rejection at the next
3 general election held not less than 130 days after it
4 qualifies.

5 (d) An initiative measure embracing more than one
6 subject is invalid.

7 Sec. 3. (a) The referendum is the power of the
8 electors to approve or reject laws or parts of laws except
9 laws calling elections and laws raising a revenue or
10 appropriating money.

11 (b) A referendum measure may be proposed by law or by
12 presenting to the secretary of state, within 60 days after
13 adjournment of the regular session at which a law was passed
14 or within 90 days after adjournment of the special session
15 at which a law was passed, a petition certified to have been
16 signed by electors equal in number to five percent of the
17 electors voting at the last general election, asking that
18 the law or part of it be submitted to the electors.

19 (c) The secretary of state shall submit the measure to
20 the electors for their approval or rejection at the next
21 general election held not less than 30 days after it
22 qualifies.

23 Sec. 4. (a) An amendment to the constitution proposed
24 and submitted in accordance with this article shall be a
25 part of this constitution if a majority of all the electors
26 voting at the general election vote to approve it. The
27 method of proposing and adopting a constitutional amendment
28 authorized by this article is alternative to that prescribed
29 by article IX, section 1.

30 (b) If a referendum measure is proposed in accordance
31 with this article, the law or part thereof to be submitted
32 to the electors shall, unless otherwise provided by law, be

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1 effective pending its submission to the electors. If it is
2 disapproved by the electors, it shall be ineffective the
3 date the board of canvassers declares the result unless the
4 measure provides otherwise.

5 (c) Except for a proposed constitutional amendment, an
6 initiative measure approved by a majority of the votes
7 thereon is effective the date the board of canvassers
8 declares the result unless the measure provides otherwise.

9 (d) If the provisions of two or more measures approved
10 at the same election conflict, those of the measure
11 receiving the largest number of affirmative votes shall
12 prevail.

13 (e) The legislature may amend or repeal laws which have
14 been submitted to the electors as referendum measures. It
15 may amend or repeal a law adopted by submission to the
16 electors as an initiative measure only by a law that becomes
17 effective when approved by the electors unless the original
18 law expressly permits amendment or repeal without approval
19 by the electors.

20 (f) Prior to circulation of an initiative or referendum
21 petition for signatures, a copy shall be submitted to the
22 attorney general, who shall prepare a title and summary of
23 the measure as provided by law.

24 (g) The manner in which petitions are circulated,
25 presented, and certified, and in which measures are
26 submitted to the electors shall be provided by law.

27 Sec. 2. The proposed amendment shall be submitted to
28 the voters at the general election for the year 1976. The
29 ballots used at the election shall have printed thereon:

30 "Shall the Minnesota Constitution be amended by adding
31 an article providing for initiative and referendum?

Yes.....

32

1449

1

NO....."

X
House
Companion
No.

DUPLICATE
S. F. NO. 1450

A bill for an act relating to crimes; permitting a person convicted of a misdemeanor to request a court to set aside his conviction when one year has lapsed since he has served his sentence; amending Minnesota Statutes 1974, Section 609.166.

B. D. No. B2584

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators *Stenlund*

★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on JUDICIARY
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1450

Printed Page No.

S. F.

No.

1450

Mr. Laufenburger introduced--

S. F. No. 1450: Referred to the Committee on JUDICIARY

1 A bill for an act

2 relating to crimes; permitting a person convicted

3 of a misdemeanor to request a court to set aside

4 his conviction when one year has lapsed since he

5 has served his sentence; amending Minnesota

6 Statutes 1974, Section 609.166.

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

8 Section 1. Minnesota Statutes 1974, Section 609.166,

9 is amended to read:

10 609.166 [CONVICTIONS, SETTING ASIDE IN CERTAIN

11 INSTANCES.] Any person who is convicted of or pleads guilty

12 to a felony, gross misdemeanor or misdemeanor may move the

13 convicting court for the entry of an order setting aside the

14 conviction where:

15 (a) the offense was committed before he was 21 years of

16 age;

17 (b) in the case of a misdemeanor, one year has lapsed

18 since the person has served the sentence imposed upon him

19 or, in the case of a felony or gross misdemeanor, five years

20 have lapsed since the person has served the sentence imposed

21 upon him or has been discharged from probation, and during

22 the five year period the person has not been convicted of a

23 felony or gross misdemeanor; and

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- 1 (c) the offense is not one for which a sentence of life
- 2 imprisonment may be imposed.

House
Companion
No.

DUPLICATE

S. F. NO. 1451

A bill for an act relating to the counties of Pennington and Marshall and their respective interests in a certain nursing home; repealing Laws 1965, Chapter 406.

B. D. No. B3380

COMPARISON ACTION

Date _____

_____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____

Upon motion of _____

_____ F. No. _____ was substituted

for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators FITZSIMONS

★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on LOCAL GOVERNMENT

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1451

Printed Page No.

S. F.

No.

1451

Mr. Fitzsimons introduced--

S. F. No. 1451: Referred to the Committee on LOCAL GOVERNMENT

1 A bill for an act
2 relating to the counties of Pennington and
3 Marshall and their respective interests in a
4 certain nursing home; repealing Laws 1965, Chapter
5 406.

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

7 Section 1. [MARSHALL AND PENNINGTON COUNTIES; OAKLAND
8 PARK NURSING HOME; COUNTY INTEREST.] Notwithstanding any
9 provision of Minnesota Statutes, Sections 376.55 to 376.66,
10 upon compliance with Minnesota Statutes, Section 376.55,
11 Subdivision 6, by the county of Marshall, the Oakland Park
12 Nursing Home in the county of Pennington shall be owned and
13 operated by the county of Pennington.

14 Sec. 2. [REPEAL.] Laws 1965, Chapter 406 is repealed.

15 Sec. 3. [EFFECTIVE DATE.] This act is effective the
16 day following its final enactment.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1451

A bill for an act relating to the counties of Pennington and Marshall and their respective interests in a certain nursing home; providing for the withdrawal of the interest of Marshall County therein; repealing Laws 1965, Chapter 406.

B. D. No. B3380

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators FITZSIMONS
Read FIRST TIME APR 10 1975 and Referred to the
Committee on LOCAL GOVERNMENT

Committee Recommendation and Adoption of Report To pass as amended
Calendar of ordinary matters APR 17 1975

★ Read SECOND TIME APR 17 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1451

Printed Page No.

S. F. No. 1451

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

Introduced by Fitzsimons.

Read First Time Apr. 10, 1975, and Referred to
the Committee on Local Government.

Committee Recommendation. To Pass as Amended and be
placed on the Calendar of Ordinary Matters.

Committee Report Adopted Apr. 17, 1975.

Read Second Time Apr. 17, 1975.

1 A bill for an act

2 relating to the counties of Pennington and
3 Marshall and their respective interests in a
4 certain nursing home; providing for the withdrawal
5 of the interest of Marshall County therein;
6 repealing Laws 1965, Chapter 406.

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

8 Section 1. [MARSHALL AND PENNINGTON COUNTIES; OAKLAND
9 PARK NURSING HOME; COUNTY INTEREST.] Notwithstanding any
10 provision of Minnesota Statutes, Sections 376.55 to 376.66,
11 upon compliance with Minnesota Statutes, Section 376.55,
12 Subdivision 6, by the county of Marshall, the Oakland Park
13 Nursing Home in the county of Pennington shall be owned and
14 operated by the county of Pennington.

15 Sec. 2. [REPEAL.] Laws 1965, Chapter 406 is repealed.

16 Sec. 3. [EFFECTIVE DATE.] This act is effective the
17 day following its final enactment.

House
Companion
No.

DUPLICATE

S. F. NO. 1452

A bill for an act relating to public safety; authorizing a study of fire department broadcasting needs and an emergency communications demonstration project; appropriating money.

B. D. No. B3366

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators _____

★ Read FIRST TIME _____ APR 10 1975 _____ and Referred to the
Committee on _____
TRANSPORTATION AND GENERAL LEGISLATION
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1452

Printed Page No.

S. F. No.

1452

Messrs. Chmielewski, Solon and Doty introduced--

S. F. No. 1452: *Referred to the Committee on* TRANSPORTATION AND GENERAL LEGISLATION

1 A bill for an act

2 relating to public safety; authorizing a study of
3 fire department broadcasting needs and an
4 emergency communications demonstration project;
5 appropriating money.

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

7 Section 1. The commissioner of public safety is
8 authorized to conduct a study investigating the feasibility
9 of allocating the available radio broadcasting channels to
10 the present and potential future fire departments in the
11 state of Minnesota.

12 Sec. 2. There is appropriated to the department of
13 public safety from the general fund in the state treasury
14 \$25,000 for conducting the study authorized in section 1.

15 Sec. 3. There is appropriated to the department of
16 public safety from the general fund the sum of \$150,000, or
17 so much thereof as may be required, for the purpose of
18 furnishing and equipping an emergency communications
19 demonstration project to serve volunteer fire departments
20 within the towns of Canosia, Duluth, Fredenberg, Gnesen,
21 Grand Lake, Herman, Lakewood, Rice Lake, and Solway, in St.
22 Louis county. Funds so expended for equipment may be turned
23 over to the volunteer fire departments participating, to

1452

- 1 assist in the payment of the first years capital equipment
- 2 expenditures and operating expenses.

House
Companion
No.

DUPLICATE
S. F. NO. 1453

A bill for an act relating to real estate; providing for deed tax to be apportioned between the state general fund and county revenue fund; amending Minnesota Statutes 1974, Sections 287.21, Subdivision 2; and 287.29, Subdivision 1.

B. D. No. B2624

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators

Read FIRST TIME APR 10 1975
Committee on TAXES AND TAX LAWS and Referred to the
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1453

Printed Page No.

S. F.

No.

1453

Messrs. Dunn, Borden and O'Neill introduced--

S. F. No. 1453: Referred to the Committee on TAXES AND TAX LAWS

1 A bill for an act

2 relating to real estate; providing for deed tax to
3 be apportioned between the state general fund and
4 county revenue fund; amending Minnesota Statutes
5 1974, Sections 287.21, Subdivision 2; and 287.29,
6 Subdivision 1.

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

8 Section 1. Minnesota Statutes 1974, Section 287.21,
9 Subdivision 2, is amended to read:

10 Subd. 2. The proceeds of the taxes levied and
11 collected under sections 287.21 to 287.36 shall be ~~credited~~
12 apportioned, 95 percent to the general fund and five percent
13 to the county revenue fund of the county in which the taxes
14 were collected.

15 Sec. 2. Minnesota Statutes 1974, Section 287.29,
16 Subdivision 1, is amended to read:

17 287.29 [PAYMENT OF RECEIPTS TO STATE; REPORT; RECORD.]
18 Subdivision 1. On or before the tenth day of each month the
19 county treasurer shall determine and pay to the state
20 treasurer 95 percent of the receipts from the sale of
21 documentary stamps during the preceding month. The state
22 treasurer shall deposit such receipts in the state treasury
23 to the credit of the general fund. The remaining receipts

1453

- 1 shall be deposited by the county treasurer in the county
- 2 revenue fund.

House
Companion
No.

DUPLICATE
S. F. NO. 1454

A bill for an act relating to real estate; providing for county treasurer to certify taxes prior to certification by county auditor; amending Minnesota Statutes 1974, Chapter 272, by adding a section.

B. D. No. B2623

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators _____

★ Read FIRST TIME _____ APR 10 1975 _____ and Referred to the
Committee on JUDICIARY

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1454

Printed Page No.

S. F. No. _____

1454

Messrs. Dunn; Olson, A. G. and Larson introduced--
S. F. No. 1454: Referred to the Committee on JUDICIARY

A bill for an act

1
2 relating to real estate; providing for county
3 treasurer to certify taxes prior to certification
4 by county auditor; amending Minnesota Statutes
5 1974, Chapter 272, by adding a section.

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

7 Section 1. Minnesota Statutes 1974, Chapter 272, is
8 amended by adding a section to read:

9 [272.13] [TREASURER'S CERTIFICATE.] Before the county
10 auditor endorses his certificate upon any instrument as
11 prescribed in section 272.12, the instrument shall be
12 presented to the county treasurer who shall note thereon,
13 over his official signature, the amount of the current taxes
14 assessed against the lands therein described and whether the
15 taxes have been paid. If any necessary information is not
16 available to the county treasurer at the time the instrument
17 is submitted to him for his certificate, he shall note
18 thereon that the information is not available and return the
19 instrument to the auditor.

House
Companion
No.

DUPLICATE

S. F. NO. 1455

A bill for an act relating to counties; eliminating minimum salaries for certain county officers; amending Minnesota Statutes 1974, Sections 273.061, Subdivision 6; 384.151, Subdivisions 1 and 3; 385.373, Subdivisions 1 and 3; 386.015, Subdivisions 1, 2, and 4; 387.20, Subdivisions 1, 2, and 4; and 388.18, Subdivisions 1, 2, and 4.

B. D. No. B3299

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators *Jensen*
Alton *Lauson*
APR 10 1975
★ Read FIRST TIME _____ and Referred to the
Committee on **LOCAL GOVERNMENT**
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1455

S. F.
No. _____

Printed Page No.

1455

Messrs. Dunn; Olson, A. G. and Larson introduced--

S. F. No. 1455: *Referred to the Committee on* LOCAL GOVERNMENT

A bill for an act

relating to counties; eliminating minimum salaries for certain county officers; amending Minnesota Statutes 1974, Sections 273.061, Subdivision 6; 384.151, Subdivisions 1 and 3; 385.373, Subdivisions 1 and 3; 386.015, Subdivisions 1, 2, and 4; 387.20, Subdivisions 1, 2, and 4; and 388.18, Subdivisions 1, 2, and 4.

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

Section 1. Minnesota Statutes 1974, Section 273.061, Subdivision 6, is amended to read:

Subd. 6. [SALARIES; EXPENSES.] The salaries of the county assessor and his assistants and clerical help, shall be fixed by the board of county commissioners and shall be payable in monthly installments out of the general revenue fund of the county. ~~in counties with a population of less than 50,000 inhabitants, according to the then last preceding federal census, the board of county commissioners shall not fix the salary of the county assessor at an amount below the following schedule--~~

~~in counties with a population of less than 6,500,~~
~~\$5,900+~~
~~in counties with a population of 6,500 but less than~~
~~\$2,900-\$6,200+~~

1455

1 ~~in counties with a population of 12,000 but less than~~

2 ~~16,000 or 16,500~~

3 ~~in counties with a population of 16,000 but less than~~

4 ~~21,000 or 21,500~~

5 ~~in counties with a population of 21,000 but less than~~

6 ~~30,000 or 30,500~~

7 ~~in counties with a population of 30,000 but less than~~

8 ~~39,500 or 39,100~~

9 ~~in counties with a population of 39,500 but less than~~

10 ~~50,000 or 50,500~~

11 ~~in counties with a population of 50,000 or more~~

12 ~~or more~~

13 The county assessor shall be included under the
14 provisions of section 375.43. In addition to their
15 salaries, the county assessor and his assistants shall be
16 allowed their expenses for reasonable and necessary travel
17 in the performance of their duties, including necessary
18 travel, lodging and meal expense incurred by them while
19 attending meetings of instructions or official hearings
20 called by the commissioner of revenue. These expenses shall
21 be payable out of the general revenue fund of the county,
22 and shall be allowed on the same basis as such expenses are
23 allowed to other county officers.

24 Sec. 2. Minnesota Statutes 1974, Section 384.151,
25 subdivision 1, is amended to read:

26 384.151 [COUNTY AUDITORS SALARIES, FEES AND CLERK HIRE,
27 COUNTIES UNDER 75,000 INHABITANTS; APPEALS.] Subdivision 1.
28 [SALARY SCHEDULE.] The county auditors in all counties of
29 the state with less than 75,000 inhabitants according to the
30 1960 federal census, shall receive as full compensation for
31 services rendered by them for their respective counties,
32 annual salaries ~~not less than the following amounts based~~

1455

1 ~~on the population according to the then last preceding~~
2 ~~federal census-~~
3 ~~(a) in counties with less than 10,000 inhabitants~~
4 ~~\$6,000+~~
5 ~~(b) in counties with 10,000 but less than 20,000~~
6 ~~inhabitants \$6,500+~~
7 ~~(c) in counties with 20,000 but less than 30,000~~
8 ~~inhabitants \$7,000+~~
9 ~~(d) in counties with 30,000 but less than 40,000~~
10 ~~inhabitants \$7,500+~~
11 ~~(e) in counties with 40,000 or more inhabitants \$8,000+~~
12 ~~(f) the county board of each of the counties specified~~
13 ~~in this subdivision annually shall set annually by~~
14 ~~resolution the salary of the county auditor of the county~~
15 ~~board which shall be paid to the county auditor at such~~
16 ~~intervals as the board shall determine but not less often~~
17 ~~than once each month. At the January meeting prior to the~~
18 ~~first date on which applicants may file for the office of~~
19 ~~county auditor the board shall set by resolution the minimum~~
20 ~~salary to be paid the county auditor for the term next~~
21 ~~following. In the event a vacancy occurs in the office of~~
22 ~~county auditor the board may set the annual salary for the~~
23 ~~remainder of the calendar year at an amount less than was~~
24 ~~set for that year. The board, in any case specified in this~~
25 ~~subdivision, may not set the annual salary at an amount less~~
26 ~~than the minimum provided in this subdivision but it may~~
27 ~~set the salary in excess of such minimums. The salary of~~
28 ~~the county auditor shall not be reduced during the term for~~
29 ~~which he was elected or appointed.~~
30 In the event that duties are assigned to the auditor
31 which are in addition to his duties as auditor, additional
32 compensation may be provided for the additional duties. The

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1 county board by resolution shall determine the additional
2 compensation which shall be paid and specify the duties for
3 which the additional compensation is to be paid.

4 Sec. 3. Minnesota Statutes 1974, Section 384.151,
5 Subdivision 3, is amended to read:

6 Subd. 3. [EFFECT UPON CERTAIN SECTIONS.] This section
7 ~~shall not be construed as repealing any existing law which~~
8 ~~provides for a higher minimum salary in any county than the~~
9 ~~amount provided in subdivision 1, but shall~~ be deemed to
10 supersede the provisions of any act setting a minimum or
11 maximum salary for the county auditor in any of the counties
12 specified in subdivision 1.

13 Sec. 4. Minnesota Statutes 1974, Section 385.373,
14 Subdivision 1, is amended to read:

15 385.373 [COUNTY TREASURERS' SALARIES, COUNTIES UNDER
16 75,000 INHABITANTS; APPEALS.] Subdivision 1. [SALARY
17 SCHEDULE.] The county treasurers in all counties of the
18 state, with less than 75,000 inhabitants according to the
19 1960 federal census, shall receive as full compensation for
20 services rendered by them for their respective counties,
21 ~~annual salaries not less than the following amounts based~~
22 ~~on the population according to the then last preceding~~
23 ~~federal census--~~

24 ~~(a) in counties with less than 10,000 inhabitants~~
25 ~~\$6,000+~~

26 ~~(b) in counties with 10,000 but less than 20,000~~
27 ~~inhabitants \$6,500+~~

28 ~~(c) in counties with 20,000 but less than 30,000~~
29 ~~inhabitants \$7,000+~~

30 ~~(d) in counties with 30,000 but less than 40,000~~
31 ~~inhabitants \$7,500+~~

32 ~~(e) in counties with 40,000 or more inhabitants \$8,000+~~

1455

1 ~~(1) The county board of each of the counties specified~~
2 ~~in this subdivision annually shall~~ set annually by
3 resolution the salary of the county treasurer of the county
4 board which shall be paid to the county treasurer at such
5 intervals as the board shall determine but not less often
6 than once each month. At the January meeting prior to the
7 first date on which applicants may file for the office of
8 county treasurer the board shall set by resolution the
9 minimum salary to be paid the county treasurer for the term
10 next following. In the event a vacancy occurs in the office
11 of county treasurer the board may set the annual salary for
12 the remainder of the calendar year at an amount less than
13 was set for that year. ~~The board in no case may set the~~
14 ~~annual salary at an amount less than the minimum provided~~
15 ~~in this subdivision but it may set the salary in excess of~~
16 ~~the minimum.~~ The salary of the county treasurer shall not
17 be reduced during the term for which he was elected or
18 appointed.

19 In the event that duties are assigned to the treasurer
20 which are in addition to his duties as treasurer, additional
21 compensation may be provided for the additional duties. The
22 county board by resolution shall determine the additional
23 compensation which shall be paid and specify the duties for
24 which the additional compensation is to be paid.

25 Sec. 5. Minnesota Statutes 1974, Section 385.373,

26 Subdivision 3, is amended to read:

27 Subd. 3. [EFFECT UPON CERTAIN SECTIONS.] This section
28 ~~shall not be construed as repealing any existing law which~~
29 ~~provides for a higher minimum salary in any county than the~~
30 ~~amount provided in subdivision 1, but shall be deemed to~~
31 supersede the provisions of any act setting a minimum or
32 maximum salary for the county treasurer in any of the

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1 counties specified in subdivision 1.

2 Sec. 6. Minnesota Statutes 1974, Section 386.015,

3 Subdivision 1, is amended to read:

4 386.015 [SALARIES, FEES, AND BUDGET; COUNTIES UNDER
5 75,000 INHABITANTS; APPEALS.] Subdivision 1. The register
6 of deeds in all counties of the state with less than 75,000
7 inhabitants according to the 1960 federal census shall
8 receive as full compensation for services rendered by them
9 as register of deeds and registrar of titles for their

10 respective counties ~~annual salaries not less than the~~
11 ~~following amounts based on the population according to the~~
12 ~~then last preceding federal census:~~

13 ~~(a) in counties with less than 10,000 inhabitants,~~

14 ~~\$6,000;~~

15 ~~(b) in counties with 10,000 but less than 20,000~~

16 ~~inhabitants, \$6,500;~~

17 ~~(c) in counties with 20,000 but less than 30,000~~

18 ~~inhabitants, \$7,000;~~

19 ~~(d) in counties with 30,000 but less than 40,000~~

20 ~~inhabitants, \$7,500;~~

21 ~~(e) in counties with 40,000 or more inhabitants, \$8,000~~

22 as set annually by resolution of the county board .

23 Sec. 7. Minnesota Statutes 1974, Section 386.015,

24 Subdivision 2, is amended to read:

25 Subd. 2. ~~The county board of each of the counties~~
26 ~~specified in subdivision 1 annually shall set by resolution~~
27 the salary of the register of deeds which shall be paid to
28 the register of deeds at such intervals as the board shall
29 determine but not less often than once each month. At the
30 January meeting prior to the first date on which applicants
31 may file for the office of register of deeds the board shall
32 set by resolution the ~~minimum~~ salary to be paid register of

1455

1 deeds for the term next following. In the event a vacancy
2 occurs in the office of the register of deeds the board may
3 set the annual salary for the remainder of the calendar year
4 at an amount less than was set for that year. ~~The board in~~
5 ~~any case specified in this subdivision may not set the~~
6 ~~annual salary at an amount less than the minimum provided in~~
7 ~~subdivision 1 but it may set the salary in excess of such~~
8 ~~minimum.~~ The salary of the register of deeds shall not be
9 reduced during the term for which he is elected or
10 appointed.

11 In the event that duties are assigned to the register
12 of deeds which are in addition to his duties as register of
13 deeds, additional compensation may be provided for the
14 additional duties. The county board by resolution shall
15 determine the additional compensation which shall be paid
16 and specify the duties for which the additional compensation
17 is to be paid.

18 Sec. 8. Minnesota Statutes 1974, Section 386.015,
19 Subdivision 4, is amended to read:

20 Subd. 4. This section shall ~~not be construed as~~
21 ~~repealing any existing law which provides for a higher~~
22 ~~minimum salary in any county than the amount provided in~~
23 ~~subdivision 1, but shall~~ be deemed to supersede the
24 provisions of any act setting a minimum or maximum salary
25 for the register of deeds in any of the counties specified
26 in subdivision 1.

27 Sec. 9. Minnesota Statutes 1974, Section 387.20,
28 Subdivision 1, is amended to read:

29 387.20 [SALARIES; APPEALS.] Subdivision 1. The
30 sheriffs of all counties of the state with less than 75,000
31 inhabitants according to the 1960 federal census shall
32 receive ~~yearly~~ salaries for all services rendered by them

1455

1 for their respective counties, ~~not less than the following~~
2 ~~amounts according to the then last preceding federal census~~
3 ~~(a) in counties with less than 10,000 inhabitants,~~
4 ~~\$6,000;~~
5 ~~(b) in counties with 10,000 but less than 20,000~~
6 ~~inhabitants, \$6,500;~~
7 ~~(c) in counties with 20,000 but less than 30,000~~
8 ~~inhabitants, \$7,000;~~
9 ~~(d) in counties with 30,000 but less than 40,000~~
10 ~~inhabitants, \$7,500;~~
11 ~~(e) in counties with 40,000 or more inhabitants, \$8,000~~

12 as annually set by resolution of the county board .

13 In addition to such salary each sheriff shall be
14 reimbursed for all expenses incurred by him in the
15 performance of his official duties for his county and his
16 claim for such expenses shall be prepared, allowed, and paid
17 in the same manner as other claims against counties are
18 prepared, allowed, and paid except that the expenses
19 incurred by such sheriffs in the performance of service
20 required of them in connection with insane persons either by
21 a probate court or by law and a per diem for deputies and
22 assistants necessarily required under such performance of
23 such services shall be allowed and paid as provided by the
24 law regulating the apprehension, examination, and commitment
25 of insane persons; provided that any sheriff or deputy
26 receiving an annual salary shall pay over any per diem
27 received by him to the county in the manner and at the time
28 prescribed by the county board, but not less often than once
29 each month.

30 All claims for livery hire shall state the purpose for
31 which such livery was used and have attached thereto a
32 receipt for the amount paid for such livery signed by the

1455

1 person of whom it was hired and if the sheriff uses his own
2 team or automobile he shall be allowed therefor the same
3 amount which would be charged reasonably by any other person
4 for the use of such team or automobile under the same
5 circumstances.

6 Sec. 10. Minnesota Statutes 1974, Section 387.20,
7 Subdivision 2, is amended to read:

8 Subd. 2. ~~The county board of each of the counties~~
9 ~~specified in this section annually shall set by resolution~~
10 the salary of the county sheriff ~~which~~ shall be paid to the
11 county sheriff at such intervals as the board shall
12 determine, but not less often than once each month. At the
13 January meeting prior to the first date on which applicants
14 may file for the office of county sheriff the board shall
15 set by resolution the ~~minimum~~ salary to be paid the county
16 sheriff for the term next following. In the event a vacancy
17 occurs in the office of county sheriff, the board may set
18 the annual salary for the remainder of the calendar year at
19 an amount less than was set for that year. ~~The board in any~~
20 ~~case specified in this subdivision may not set the annual~~
21 ~~salary at an amount less than the minimum provided in this~~
22 ~~subdivision, but it may set the salary in excess of such~~
23 ~~minimum.~~ The salary of the county sheriff shall not be
24 reduced during the term for which he was elected or
25 appointed.

26 Sec. 11. Minnesota Statutes 1974, Section 387.20,
27 Subdivision 4, is amended to read:

28 Subd. 4. This section shall ~~not be construed as~~
29 ~~repealing any existing law which provides for a higher~~
30 ~~minimum salary in any county than the amount provided in~~
31 ~~subdivision 1, but shall~~ be deemed to supersede the
32 provisions of any act setting a minimum or maximum salary

1455

1 for the county sheriff in any of the counties specified in
2 subdivision 1.

3 Sec. 12. Minnesota Statutes 1974, Section 388.18,
4 Subdivision 1, is amended to read:

5 388.18 [COMPENSATION SCHEDULE, SALARIES.] Subdivision
6 1. [MINIMUM SALARIES.] The county attorneys in all counties
7 in this state with less than 100,000 inhabitants, according
8 to the 1960 federal census shall receive as compensation for
9 services rendered by them for their respective counties
10 ~~annual salaries not less than the following amounts based on~~
11 ~~the population according to the then last preceding federal~~
12 ~~census:~~

13 ~~(a) in counties with less than 10,000 inhabitants~~
14 ~~\$4,000 ;~~

15 ~~(b) in counties with 10,000 but less than 20,000~~
16 ~~inhabitants \$5,000;~~

17 ~~(c) in counties with 20,000 but less than 30,000~~
18 ~~inhabitants \$6,000;~~

19 ~~(d) in counties with 30,000 but less than 40,000~~
20 ~~inhabitants \$7,000;~~

21 ~~(e) in counties with 40,000 or more inhabitants \$8,000~~
22 as annually set by resolution of the county board .

23 Sec. 13. Minnesota Statutes 1974, Section 388.18,
24 Subdivision 2, is amended to read:

25 Subd. 2. [SET BY BOARD.] ~~The county board of each of~~
26 ~~the counties specified in subdivision 1 annually shall set~~
27 ~~by resolution the salary of the county attorney which shall~~
28 ~~be paid to the county attorney at such intervals as the~~
29 ~~board shall determine but not less often than once each~~
30 ~~month. At the January meeting prior to the first date on~~
31 ~~which applicants may file for the office of county attorney~~
32 ~~the board shall set by resolution the minimum salary to be~~

1455

1 paid the county attorney for the term next following. In
2 the event a vacancy occurs in the office of county attorney
3 the board may set the annual salary for the remainder of the
4 calendar year at an amount less than was set for that year.
5 ~~The board in any case specified in this section may not set~~
6 ~~the annual salary at an amount less than the minimum~~
7 ~~provided in subdivision 1 but it may set the salary in~~
8 ~~excess of such minimum.~~ The salary of the county attorney
9 shall not be reduced during the term for which he is elected
10 or appointed.

11 Sec. 14. Minnesota Statutes 1974, Section 388.18,
12 Subdivision 4, is amended to read:

13 Subd. 4. [EFFECT UPON CERTAIN SECTIONS.] Subdivisions
14 1 through 3 shall ~~not be construed as repealing any existing~~
15 ~~law which provides for a higher minimum salary in any county~~
16 ~~than the amount provided in subdivision 1, but shall be~~
17 deemed to supersede the provisions of any act setting a
18 minimum or maximum salary for the county attorney in any of
19 the counties specified in subdivision 1.

20 Sec. 15. This act is effective on the day following
21 final enactment. County officers affected by this act shall
22 receive the salaries in effect on the effective date of this
23 act until changed by the county board according to law.

House
Companion
No.

DUPLICATE
S. F. NO. 1456

A bill for an act relating to soil and water conservation;
providing for the operation of the soil and water conserva-
tion commission; amending Minnesota Statutes 1974, Sections
40.03, Subdivisions 1 and 4; and 40.06, Subdivision 2.

B. D. No. B2719

SENATE ACTION

Introduced by Senators Wegener

Read FIRST TIME

APR 10 1975

Committee on

NATURAL RESOURCES AND AGRICULTURE

Committee Recommendation and Adoption of Report

★ Read SECOND TIME

Committee of the Whole

★ Read THIRD TIME

Passed by the Senate

Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No.

1456

Mr. Wegener introduced--

S. F. No. 1456: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act

2 relating to soil and water conservation; providing
3 for the operation of the soil and water
4 conservation commission; amending Minnesota
5 Statutes 1974, Sections 40.03, Subdivisions 1 and
6 4; and 40.06, Subdivision 2.

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

8 Section 1. Minnesota Statutes 1974, Section 40.03,
9 Subdivision 1, is amended to read:

10 40.03 [SOIL AND WATER CONSERVATION COMMISSION.]

11 Subdivision 1. [MEMBERS.] There is hereby established, to
12 serve as an agency within the department of natural
13 resources and to perform the functions conferred upon it in
14 this chapter, the state soil and water conservation
15 commission to be composed of nine members, five of whom
16 shall be either elected supervisors or past supervisors of
17 soil and water conservation districts selected as herein
18 provided. Four members thereof shall be ex officio members
19 composed of the following: The director of the agricultural
20 extension service of the University of Minnesota; the dean
21 of the institute of agriculture of the University of
22 Minnesota; the director of the pollution control agency; the
23 commissioner of agriculture. ~~The director of the~~

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1 ~~agricultural extension service~~ Each ex officio member may
2 ~~designate the associate director of the agricultural~~
3 ~~extension service~~ a person within his organization to act
4 in his stead as a member of the commission, with all his
5 rights and privileges. The designation shall be filed with
6 the secretary of state. ~~Similarly, the dean of the~~
7 ~~institute of agriculture may designate the associate dean of~~
8 ~~the institute of agriculture to act in his stead, with all~~
9 ~~his rights and privileges, which designation also shall be~~
10 ~~filed with the secretary of state.~~ The commission shall
11 invite the state conservationist of the United States soil
12 conservation service to serve as an advisory member. The
13 commission may also invite a representative of the state
14 association of soil and water conservation districts, the
15 association of Minnesota counties, the league of
16 municipalities and such other organizations and governmental
17 agencies as may be deemed necessary to serve as advisory
18 members. The other five members of said commission shall be
19 appointed by the governor from nominees who are either
20 elected representatives or past supervisors of the state
21 soil and water conservation districts, recommended by the
22 state association of soil and water conservation district
23 supervisors submitted to the governor, and in the event of a
24 failure to submit such nominees to the governor he shall
25 make the necessary appointments from present or past
26 supervisors of soil and water conservation districts. The
27 four members heretofore appointed shall serve for the
28 balance of the terms for which they were appointed. The
29 fifth member shall be appointed for a term of five years.
30 Thereafter as vacancies occur all appointments shall be made
31 for terms of five years. The commission shall keep a record
32 of its official actions, and may perform such acts, hold

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1 such public hearings, and promulgate such rules and
2 regulations as may be necessary for the execution of its
3 functions under this chapter. The commission shall be
4 responsible to the commissioner of natural resources and
5 shall continue to exercise all powers and duties as
6 conferred upon it by law.

7 Sec. 2. Minnesota Statutes 1974, Section 40.03,
8 Subdivision 4, is amended to read:

9 Subd. 4. [POWERS AND DUTIES.] In addition to the
10 powers and duties hereinafter conferred upon the state soil
11 and water conservation commission, it shall have the
12 following powers and duties:

13 (1) To offer such assistance as may be appropriate to
14 the supervisors of soil and water conservation districts,
15 organized as provided hereinafter, in carrying out any of
16 their powers and programs . Any funds made available to a
17 soil and water conservation district for expenditures
18 necessary to the operations of the district shall be a grant
19 to the district to be used only for purposes authorized by
20 the commission pursuant to law. The soil and water
21 conservation district may designate the board of county
22 commissioners to act as the agent of the district to receive
23 and expend these funds at the direction and with the
24 approval of the board of supervisors of the district. At
25 least annually the commission shall audit, in a manner it
26 prescribes, the expenditure of funds so granted ;

27 (2) To keep the supervisors of each of the several
28 districts organized under the provisions of this chapter
29 informed of the activities and experience of all other
30 districts organized hereunder, and to facilitate an
31 interchange of advice and experience between such districts
32 and cooperation between them;

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1 (3) To coordinate the programs of the several soil and
2 water conservation districts organized hereunder, so far as
3 this may be done by advice and consultation;

4 (4) To secure the cooperation and assistance of the
5 United States and any of its agencies, and of agencies of
6 this state, in the work of such districts;

7 (5) To disseminate information throughout the state
8 concerning the activities and programs of the soil and water
9 conservation districts organized hereunder, and to encourage
10 the formation of such districts in areas where their
11 organization is desirable; and

12 (6) To subdivide and consolidate districts without a
13 hearing or a referendum so as to confine districts within
14 county limits, provided, further, that no district, when
15 feasible and practicable, shall contain less than four full
16 or fractional congressional townships.

17 Sec. 3. Minnesota Statutes 1974, Section 40.06,
18 Subdivision 2, is amended to read:

19 Subd. 2. [TENURE; VACANCIES; QUORUM; COMPENSATION.] A
20 supervisor shall hold office until his successor has been
21 elected or appointed and has qualified. Vacancies in the
22 office of supervisor appointed by the state commission, for
23 an entire term or an unexpired term, shall be filled by the
24 state commission. A majority of the supervisors shall
25 constitute a quorum and the concurrence of a majority in any
26 matter within their duties shall be required for its
27 determination except as otherwise expressly provided. A
28 supervisor shall receive such compensation for his services
29 as the commission may determine, and he shall be entitled to
30 expenses, including traveling expenses, necessarily incurred
31 in the discharge of his duties ~~to be paid by the county of~~
32 ~~which the supervisor is a resident, upon approval by the~~

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1 ~~commission, and the sum so paid shall be reimbursed by the~~
2 ~~commission out of funds available therefor, provided that .~~
3 A supervisor shall receive as reimbursement for the use of
4 his own automobile in the performance of his duties, the
5 rate per mile prescribed for state officers and employees ~~to~~
6 ~~be allowed and paid as above prescribed .~~

7 Sec. 4. This act is effective July 1, 1975.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1456

A bill for an act relating to soil and water conservation; providing for the operation of the soil and water conservation commission; amending Minnesota Statutes, 1975 Supplement, Section 40.03, Subdivision 1; Minnesota Statutes 1974, Sections 40.03, Subdivisions 2 and 4; and 40.06, Subdivision 2.

B. D. No. B2719

SENATE ACTION

Introduced by Senators Wegener

Read FIRST TIME APR 10 1975
Committee on _____ and Referred to the
NATURAL RESOURCES AND AGRICULTURE
Committee Recommendation and Adoption of Report

To Pass as Amended MAR 11 1976

★ Read SECOND TIME MAR 11 1976
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

Printed Page No.

S. F. No.

1456

Introduced by Wegener.
Read First Time Apr. 10, 1975, and Referred to the
Committee on Natural Resources and Agriculture.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted Mar. 11, 1976.
Read Second Time Mar. 11, 1976.

1 A bill for an act
2 relating to soil and water conservation; providing
3 for the operation of the soil and water
4 conservation commission; amending Minnesota
5 Statutes, 1975 Supplement, Section 40.03,
6 Subdivision 1; Minnesota Statutes 1974, Sections
7 40.03, Subdivisions 2 and 4; and 40.06,
8 Subdivision 2.
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
10 Section 1. Minnesota Statutes, 1975 Supplement,
11 Section 40.03, Subdivision 1, is amended to read:
12 40.03 [SOIL AND WATER CONSERVATION COMMISSION.]
13 Subdivision 1. [MEMBERS.] There is hereby established, to
14 serve as an agency within the department of natural
15 resources and to perform the functions conferred upon it in
16 this chapter, the state soil and water conservation
17 commission to be composed of 11 members, seven of whom shall
18 be elected supervisors of soil and water conservation
19 districts selected as herein provided. Four members thereof
20 shall be ex officio members composed of the following: The
21 director of the agricultural extension service of the
22 University of Minnesota; the dean of the institute of
23 agriculture of the University of Minnesota; the director of
24 the pollution control agency; the commissioner of

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1 agriculture. ~~The director of the agricultural extension~~
2 ~~service~~ Each ex officio member may designate ~~the associate~~
3 ~~director of the agricultural extension service~~ a person
4 within his organization to act in his stead as a member of
5 the commission, with all his rights and privileges. The
6 designation shall be filed with the secretary of state,
7 ~~Similarly, the dean of the institute of agriculture may~~
8 ~~designate the associate dean of the institute of agriculture~~
9 ~~to act in his stead, with all his rights and privileges,~~
10 ~~which designation also shall be filed with the secretary of~~
11 ~~state.~~ The commission shall invite the state
12 conservationist of the United States soil conservation
13 service to serve as an advisory member. The commission may
14 also invite a representative of the state association of
15 soil and water conservation districts, the association of
16 Minnesota counties, the league of municipalities and such
17 other organizations and governmental agencies as may be
18 deemed necessary to serve as advisory members. The other
19 seven members of said commission shall be appointed by the
20 governor from nominees who are elected representatives of
21 the state soil and water conservation districts, recommended
22 by the state association of soil and water conservation
23 district supervisors submitted to the governor, and in the
24 event of a failure to submit such nominees to the governor
25 he shall make the necessary appointments from present or
26 past supervisors of soil and water conservation districts.
27 One member shall be appointed from each department of
28 natural resources region except that two members shall be
29 appointed from region number one. The four members
30 heretofore appointed shall serve for the balance of the
31 terms for which they were appointed. The fifth, sixth and
32 seventh member ~~members~~ shall be appointed for ~~a term~~

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1 terms of five years. Thereafter as vacancies occur all
2 appointments shall be made for terms of five years. The
3 commission shall keep a record of its official actions, and
4 may perform such acts, hold such public hearings, and
5 promulgate such rules and regulations as may be necessary
6 for the execution of its functions under this chapter. The
7 commission shall be responsible to the commissioner of
8 natural resources and shall continue to exercise all powers
9 and duties as conferred upon it by law.

10 Sec. 2, Minnesota Statutes 1974, Section 40.03,

11 Subdivision 2, is amended to read:

12 Subd. 2. ~~[EMPLOYEES.] The state soil and water~~
13 ~~conservation commission may employ, with the approval of the~~
14 ~~commissioner of natural resources, an administrative officer~~
15 ~~in the unclassified service and such technical experts and~~
16 ~~such other agents and employees, permanent and temporary, as~~
17 ~~it may require, and shall determine their qualifications,~~
18 ~~duties, and compensation.~~ The department of natural
19 resources shall provide administrative functions of
20 Minnesota Statutes, Section 40.03. The commissioner of
21 natural resources shall make available by separate budget to
22 the state soil and water conservation commission such staff
23 services, funds for operation, and office space as are
24 necessary for the administration and coordination of its
25 functions. The commission shall be responsible to the
26 commissioner for reporting purposes in regard to staff
27 functions and those operations as they relate to department
28 activities.

29 The commissioner of natural resources shall, subject to
30 approval of the state soil and water conservation
31 commission, provide an administrative officer and such
32 technical experts and such other agents and employees,

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1 permanent and temporary, as it may require in carrying out
2 Minnesota Statutes, Section 40.03, and shall determine their
3 qualifications and duties, and recommend compensation to the
4 commissioner of personnel. The commission may call upon the
5 attorney general for such legal services as it may require,
6 It shall have authority to prescribe the powers and duties
7 of its officers and employees, and to delegate to its
8 chairman or to one or more of its other officers or members
9 or administrative officer such of its own powers and duties
10 as it may deem proper. ~~The administrative officer shall~~
11 ~~serve at the pleasure of the commissioner and may be~~
12 ~~dismissed only upon the advice and recommendation of the~~
13 ~~commission. All other personnel of the commission shall be~~
14 ~~transferred to the department of natural resources and shall~~
15 ~~be in the classified service of the state.~~ The
16 administrative officer is responsible to the commission and
17 may be dismissed by the commissioner of natural resources
18 only upon the advice and recommendation of the commission.
19 All permanent personnel of the commission are employees of
20 the department of natural resources and are in the
21 classified service of the state except as otherwise required
22 by statute. All rights, duties and responsibilities of the
23 existing staff of the commission on November 12, 1971 shall
24 remain unchanged except as may be agreed upon by the
25 commission and the commissioner. Upon request of the
26 commission, for the purpose of carrying out any of its
27 functions, the supervising officer of any state agency, or
28 of any state institution of learning, shall, insofar as may
29 be possible under available appropriations, and having due
30 regard to the needs of the agency to which the request is
31 directed, assign or detail to the commission members of the
32 staff or personnel of the agency or institution of learning,

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1 and make such special reports, surveys, or studies as the
2 commission may request.

3 Sec. 3. Minnesota Statutes 1974, Section 40.03,
4 Subdivision 4, is amended to read:

5 Subd. 4. [POWERS AND DUTIES.] In addition to the
6 powers and duties hereinafter conferred upon the state soil
7 and water conservation commission, it shall have the
8 following powers and duties:

9 (1) Prepare and present to the commissioner of the
10 department of natural resources a budget to finance the
11 activities of the commission and the districts and to
12 administer any law appropriating funds to districts;

13 ~~†††~~ (2) To offer such assistance as may be appropriate
14 to the supervisors of soil and water conservation districts,
15 organized as provided hereinafter, in carrying out any of
16 their powers and programs . Any funds made available to a
17 soil and water conservation district for expenditures
18 necessary to the operations of the district shall be a grant
19 to the district to be used only for purposes authorized by
20 the commission pursuant to law. The soil and water
21 conservation district may designate the board of county
22 commissioners to act as the agent of the district to receive
23 and expend these funds at the direction and with the
24 approval of the board of supervisors of the district. At
25 least annually the commission shall audit, in a manner it
26 prescribes, the expenditure of funds so granted ;

27 ~~†††~~ (3) To keep the supervisors of each of the several
28 districts organized under the provisions of this chapter
29 informed of the activities and experience of all other
30 districts organized hereunder, and to facilitate an
31 interchange of advice and experience between such districts
32 and cooperation between them;

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1 ~~(3)~~ (4) To coordinate the programs of the several soil
2 and water conservation districts organized hereunder, so far
3 as this may be done by advice and consultation;

4 (5) Approve or disapprove the plans or programs of
5 districts as they relate to the use of state funds as
6 administered by the commission;

7 ~~(4)~~ (6) To secure the cooperation and assistance of
8 the United States and any of its agencies, and of agencies
9 of this state, in the work of such districts;

10 ~~(5)~~ (7) To disseminate information throughout the
11 state concerning the activities and programs of the soil and
12 water conservation districts organized hereunder, and to
13 encourage the formation of such districts in areas where
14 their organization is desirable; and

15 ~~(6)~~ (8) To subdivide and consolidate districts without
16 a hearing or a referendum so as to confine districts within
17 county limits, provided, further, that no district, when
18 feasible and practicable, shall contain less than four full
19 or fractional congressional townships.

20 Sec. 4. Minnesota Statutes 1974, Section 40.06,

21 Subdivision 2, is amended to read:

22 Subd. 2. [TENURE; VACANCIES; QUORUM; COMPENSATION.] A
23 supervisor shall hold office until his successor has been
24 elected or appointed and has qualified. Vacancies in the
25 office of supervisor appointed by the state commission, for
26 an entire term or an unexpired term, shall be filled by the
27 state commission. A majority of the supervisors shall
28 constitute a quorum and the concurrence of a majority in any
29 matter within their duties shall be required for its
30 determination except as otherwise expressly provided. A
31 supervisor shall receive such compensation for his services
32 as the commission may determine, and he shall be entitled to

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1 expenses, including traveling expenses, necessarily incurred
2 in the discharge of his duties ~~to be paid by the county of~~
3 ~~which the supervisor is a resident, upon approval by the~~
4 ~~commission, and the sum so paid shall be reimbursed by the~~
5 ~~commission out of funds available therefor, provided that .~~
6 A supervisor shall receive as reimbursement for the use of
7 his own automobile in the performance of his duties, the
8 rate per mile prescribed for state officers and employees ~~to~~
9 ~~be allowed and paid as above prescribed .~~
10 Sec. 5. This act is effective July 1, 1976.

House
Companion
No.

DUPLICATE

S. F. NO. 1457

A bill for an act relating to the city of Mapleview; author-
izing the city of Mapleview to borrow \$15,000.

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

B. D. No. B3194

SENATE ACTION

Introduced by Senators _____

★ Read FIRST TIME _____ APR 10 1975 _____
Committee on _____ and Referred to the
LOCAL GOVERNMENT.
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1457

S. F.

No.

Printed Page No.

1457

Mr. Hansen, Baldy introduced--

S. F. No. 1457: Referred to the Committee on LOCAL GOVERNMENT

1 A bill for an act
2 relating to the city of Mapleview; authorizing the
3 city of Mapleview to borrow \$15,000,
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
5 Section 1. Notwithstanding any other provision of law
6 to the contrary, the city of Mapleview may, without an
7 election, upon the security of the municipal liquor store,
8 borrow up to \$15,000.
9 Sec. 2. This act is effective upon approval by the
10 governing body of the city of Mapleview and upon compliance
11 with Minnesota Statutes, Section 645.021.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1457

A bill for an act relating to the city of Maplevue;
authorizing the city of Maplevue to borrow \$15,000.

B. D. No. B3194

COMPARISON ACTION

Date _____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____

Upon motion of _____

_____ F. No. _____ was substituted

for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____

Laid on Table _____

Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to

S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

SENATE ACTION

Introduced by Senators Hansen, Baldy

★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on LOCAL GOVERNMENT

Committee Recommendation and Adoption of Report

To pass as amended
Calendar of ordinary matters APR 23 1975

★ Read SECOND TIME APR 23 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1457

S. F. No.

Printed Page No.

Introduced by Hansen, Baldy.
Read First Time Apr. 10, 1975, and Referred to
the Committee on Local Government.
Committee Recommendation. To Pass as Amended and be
placed on the Calendar of Ordinary Matters.
Committee Report Adopted Apr. 23, 1975.
Read Second Time Apr. 23, 1975.

- 1 A bill for an act
2 relating to the city of Mapleview; authorizing the
3 city of Mapleview to borrow \$15,000.
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
5 Section 1. Notwithstanding any other provision of law
6 to the contrary, the city of Mapleview may, without an
7 election, upon the security of the municipal liquor store,
8 borrow up to \$15,000 directly from a bank, trust company, or
9 savings association. The loan shall be evidenced by a note
10 and mortgage maturing within five years and interest thereon
11 shall not exceed seven percent per annum.
12 Sec. 2. This act is effective upon approval by the
13 governing body of the city of Mapleview and upon compliance
14 with Minnesota Statutes, Section 645.021.

House
Companion
No.

DUPLICATE

S. F. NO. 1458

A bill for an act relating to agriculture; dairy promotion act; eliminating the bloc voting provision for referendums on final promotion orders; amending Minnesota Statutes 1974, Section 32B.04, Subdivision 4.

B. D. No. B1675

SENATE ACTION

Introduced by Senators

Myron Meyers
Hansen R. *Concensus*

★ Read FIRST TIME APR 10 1975 and Referred to the
Committee on **NATURAL RESOURCES AND AGRICULTURE**
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1458

S. F.

No.

Printed Page No.

1458

Messrs. Wegener; Hanson, R. and Conzemius introduced--

S. F. No. 1458: Referred to the Committee on NATURAL RESOURCES AND AGRICULTURE

1 A bill for an act

2 relating to agriculture; dairy promotion act;
3 eliminating the bloc voting provision for
4 referendums on final promotion orders; amending
5 Minnesota Statutes 1974, Section 32B.04,
6 Subdivision 4.

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

8 Section 1. Minnesota Statutes 1974, Section 32B.04,
9 Subdivision 4, is amended to read:

10 Subd. 4. The board of directors shall meet within 15
11 days after their election has been certified by the
12 commissioner. The commissioner and board of directors shall
13 formulate a promotional order establishing a program for
14 research and development to promote the marketing of milk
15 and milk products including but not limited to marketing,
16 research, processing, distribution and advertising. The
17 order shall provide for the method of collecting fees from
18 milk producers in Minnesota to finance the proposed
19 activities and the fees shall not exceed one percent of the
20 market value of the product sold by the producer. The exact
21 fee must be stated in the promotional order and can be
22 changed only by a referendum vote, conducted in the same
23 manner as the promotional referendum. For the first two

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1 years of this promotional order, the fee shall not exceed
2 one half of one percent of market value of the product sold
3 by the producer. The commissioner, with the advice and
4 consent of the board of directors shall hold a public
5 hearing on the promotional order and shall thereafter
6 conduct a referendum on the final promotional order. ~~For~~
7 ~~purposes of voting in a referendum on a final order, the~~
8 ~~vote in the name of a cooperative association of producers~~
9 ~~shall be deemed the vote of all producer members of that~~
10 ~~cooperative association.~~ The commissioner with the advice
11 and consent of the board of directors shall schedule and
12 specify procedures for the referendum. ~~A ballot prepared by~~
13 ~~the board of directors and the commissioner of agriculture~~
14 ~~shall be sent by each cooperative to its member and~~
15 ~~non-member producers with a return envelope addressed to the~~
16 ~~commissioner of agriculture. The ballot shall indicate that~~
17 ~~the cooperative association intends to vote in favor or in~~
18 ~~opposition to the question. In the case of member producers~~
19 ~~the ballot shall indicate expiration date of the ballot and~~
20 ~~state that if not returned by said date, the ballot shall be~~
21 ~~considered to be the vote of the association. The ballot~~
22 ~~shall be returned to the commissioner of agriculture. A~~
23 ~~cooperative association shall not be required to place vote~~
24 ~~its producers but in such event it shall inform each~~
25 ~~producer of its decision and provide each producer with an~~
26 ~~individual referendum ballot with a return envelope~~
27 ~~addressed to the commissioner of agriculture.~~
28 Each private processor shall file a list of producers
29 who market their production with said private processor with
30 the commissioner. The commissioner of agriculture will mail
31 each producer who markets through a private processor an
32 individual ballot with a return envelope addressed to the

1 ~~commissioner of agriculture. These ballots shall be~~
2 ~~returned to the commissioner.~~ The commissioner shall count
3 and tabulate all ballots. The promotional order shall
4 become effective if approved by a majority of those voting
5 in the referendum. The promotional order shall provide
6 amongst other things for the collection of fees from
7 producers by the first buyer. Fees collected shall be
8 expended only for the specific purpose for which collected.
9 Each cooperative and private processor shall file with
10 the commissioner a list of producers, who market the bulk of
11 their production with said cooperative or private processor.

House
Companion
No.

DUPLICATE
S. F. NO. 1459

A bill for an act relating to the city of Saint Paul;
providing for and authorizing said city to issue its
general obligation bonds for housing and rehabilitation
loan and grant programs; amending Laws 1974, Chapter 351,
Section 4.

B. D. No.
B3307

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators Stangel

Coleman

McLufkin

Read FIRST TIME APR 10 1975 and Referred to the
Committee on METROPOLITAN AND URBAN AFFAIRS
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No.

★ Read FIRST TIME _____ and Referred to the
Committee on _____

Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

CONFERENCE COMMITTEE ACTION

☐ Refer to back of cover for conference
committee action.

1459

Printed Page No.

S. F.

No.

1459

Messrs. Stumpf, Coleman and McCutcheon introduced--

S. F. No. 1459: Referred to the Committee on METROPOLITAN AND URBAN AFFAIRS

1 A bill for an act

2 relating to the city of Saint Paul; providing for
3 and authorizing said city to issue its general
4 obligation bonds for housing and rehabilitation
5 loan and grant programs; amending Laws 1974,
6 Chapter 351, Section 4.

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

8 Section 1. Laws 1974, Chapter 351, Section 4, is
9 amended to read:

10 Sec. 4. [ISSUANCE OF BONDS.] To finance the programs
11 authorized in sections 2 and 3 of this act, the council of
12 the city of Saint Paul, by resolution or resolutions, may
13 from time to time authorize, issue and sell general
14 obligation bonds of the city of Saint Paul, without a vote
15 of the electorate, in accordance with the provisions of
16 Minnesota statutes, Chapter 475, notwithstanding any other
17 provision of law or of the city charter or ordinance. The
18 total amount of bonds authorized to be issued for the
19 purposes described in this act shall not exceed the
20 aggregate of ~~\$3,000,000~~ \$5,000,000. The amount of bonds
21 issued pursuant to this authority shall be excluded in the
22 computation of the net debt of the city as defined by
23 statute or charter. The council of the city of Saint Paul

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1 is authorized to levy and collect taxes to repay such
2 obligations issued pursuant to the authority contained
3 herein, and this authority is not subject to any tax or
4 appropriation or expenditure limit otherwise imposed by any
5 law or charter provision.

6 Sec. 2. [EFFECTIVE DATE.] This act shall become
7 effective only after its approval by a majority of the
8 governing body of the city of Saint Paul, and upon
9 compliance with the provisions of Minnesota Statutes,
10 Section 645.021.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT
S. F. NO. 1459

A bill for an act relating to the city of Saint Paul; authorizing a housing finance program; providing for the issuance of general obligation and revenue bonds; providing for and authorizing said city to issue its general obligation bonds for housing and rehabilitation loan and grant programs; etc.; amending Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended, and by adding a subdivision; etc.; repealing Laws 1963, Chapter 881, Sections 4 and 5, etc.

B. D. No. B3307

SENATE ACTION

Introduced by Senators Stumpf
Coleman McCutcheon

★ Read FIRST TIME APR 10 1975
Committee on METROPOLITAN AND URBAN AFFAIRS
Committee Recommendation and Adoption of Report

TO PASS as Amended MAY 1 1975

★ Read SECOND TIME MAY 1 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

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S. F. No.

Printed Page No.

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

S. F. NO. 1459

1459

Introduced by Stumpf, Coleman and McCutcheon.
Read First Time Apr. 10, 1975, and Referred to
the Committee on Metropolitan and Urban Affairs.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted May 1, 1975.
Read Second Time May 1, 1975.

A bill for an act

1
2 relating to the city of Saint Paul; authorizing a
3 housing finance program; providing for the
4 issuance of general obligation and revenue bonds;
5 providing for and authorizing said city to issue
6 its general obligation bonds for housing and
7 rehabilitation loan and grant programs; removing
8 certain bonding authority for rehabilitation loans
9 for urban renewal development and code enforcement
10 areas; amending Laws 1963, Chapter 881, Section 1,
11 Subdivision 1, as amended, and by adding a
12 subdivision; and Laws 1974, Chapter 351, Section
13 4; repealing Laws 1963, Chapter 881, Sections 4
14 and 5, as added by Laws 1973, Chapter 395, Section
15 2.

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

17 Section 1. The legislature of the state of Minnesota
18 finds that preservation of the quality of life in a major
19 metropolitan city is dependent upon the maintenance,
20 provision, and preservation of an adequate housing stock;
21 that accomplishing this is a public purpose; that there are
22 many housing units in the city of St. Paul that do not meet
23 the applicable housing codes, some of which need to be
24 destroyed, and some of which can be rehabilitated; that a
25 need exists to replace housing which is destroyed; that a
26 need exists for mortgage credit to be made available for new
27 construction; that refinancing existing mortgages will allow
28 owners of housing units which need rehabilitation to take

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1 advantage of existing rehabilitation programs; and that many
2 owners, would-be purchasers or providers of housing units
3 are either unable to afford mortgage credit at the market
4 rate of interest or obtain mortgage credit because the
5 mortgage credit market is severely restricted.

6 Sec. 2. Subdivision 1. The city of St. Paul is
7 authorized to develop and administer a program to finance
8 housing, located anywhere within its boundaries, for
9 occupancy primarily by persons of low and moderate income to
10 achieve the purpose set forth in section 1; provided that in
11 developing this program, the city shall consider:

12 (a) the availability and affordability of other
13 governmental programs;

14 (b) the availability and affordability of private
15 market financing;

16 (c) whether refinancing existing mortgages will enable
17 rehabilitation of housing units under a state or local
18 housing rehabilitation program;

19 (d) the need for rehabilitating housing units acquired
20 from governmental bodies and agencies;

21 (e) the need for additional mortgage credit to
22 encourage the purchase of rehabilitated housing units from
23 governmental bodies and agencies; and

24 (f) the need for additional mortgage credit to
25 encourage the purchase of housing units which are located on
26 property which governmental bodies or agencies have acquired
27 and made suitable for housing construction.

28 Subd. 2. The city council shall, by ordinance,
29 promulgate regulations for this program. Loans shall not be
30 made when the city determines that financing is otherwise
31 available from private lenders upon terms and conditions
32 which are affordable by the applicant, as provided by the

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1 city in its regulations.

2 Subd. 3. To finance the program authorized by this
3 section, the city council of the city of St. Paul may by
4 resolution, and without an election, authorize, issue, and
5 sell general obligation bonds of the city in accordance with
6 the provisions of Minnesota Statutes, Chapter 475. The
7 total amount of all general obligation bonds outstanding for
8 the program provided for in this section shall not exceed
9 \$2,000,000, shall not constitute indebtedness of the city
10 for the purpose of any statutory or charter debt limitation.

11 Subd. 4. In establishing the program provided for in
12 this section, the city council shall make every effort to
13 ensure that the revenues generated from the mortgage credit
14 made available are sufficient to retire the bonds issued to
15 finance the program and to provide for the administrative
16 costs of the program.

17 Sec. 3. Subdivision 1. The city of St. Paul is
18 authorized to develop and administer a program to finance
19 housing in addition to that authorized in section 2, located
20 anywhere within its boundaries, to achieve the purposes set
21 forth in section 1, on such terms and conditions as it
22 determines. The city council shall, by ordinance,
23 promulgate regulations for this program. Loans shall not be
24 made when the city determines that financing is otherwise
25 available from private lenders upon terms and conditions
26 which are affordable by the applicant, as provided by the
27 city in its regulations.

28 Subd. 2. To finance the program authorized by this
29 section, and by section 2, the city council of the city of
30 St. Paul may by resolution, and without an election,
31 authorize, issue, and sell revenue bonds or obligations,
32 payable solely from revenues of the programs authorized by

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1 this act defined and pledged to their payment by such
2 resolution.

3 Sec. 4. Subdivision 1. In the making or purchase of
4 loans or other securities in furtherance of the programs
5 authorized in sections 2 and 3, and in the issuance of
6 revenue bonds or obligations pursuant to section 3, the city
7 council may exercise, or may by ordinance authorize an
8 existing agency or an agency created by such ordinance to
9 exercise, within the corporate limits of the city, any and
10 all of the powers which the Minnesota housing finance agency
11 is authorized to exercise under the provisions of Minnesota
12 Statutes, Chapter 462A.

13 Subd. 2. The city council shall not amend the
14 regulations adopted by ordinance and in effect at the time
15 any revenue bonds or obligations authorized by this section
16 are issued, to the detriment of the holders of such revenue
17 bonds or obligations.

18 Sec. 5. Laws 1974, Chapter 351, Section 4, is amended
19 to read:

20 Sec. 4. [ISSUANCE OF BONDS.] To finance the programs
21 authorized in sections 2 and 3 of this act, the council of
22 the city of Saint Paul, by resolution or resolutions, may
23 from time to time authorize, issue and sell general
24 obligation bonds of the city of Saint Paul, without a vote
25 of the electorate, in accordance with the provisions of
26 Minnesota Statutes, Chapter 475, notwithstanding any other
27 provision of law or of the city charter or ordinance. The
28 total amount of bonds authorized to be issued for the
29 purposes described in this act shall not exceed the
30 aggregate of ~~\$3,000,000~~ \$5,000,000 . The amount of bonds
31 issued pursuant to this authority shall be excluded in the
32 computation of the net debt of the city as defined by

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1 statute or charter. The council of the city of Saint Paul
2 is authorized to levy and collect taxes to repay such
3 obligations issued pursuant to the authority contained
4 herein, and this authority is not subject to any tax or
5 appropriation or expenditure limit otherwise imposed by any
6 law or charter provision. The council may authorize the use
7 of bond proceeds for administration and operation expenses
8 of the programs provided that the total amount of proceeds
9 so authorized shall not exceed the sum equivalent to seven
10 percent of the total value of all bonds issued under the
11 provisions of this act.

12 Sec. 6. Laws 1963, Chapter 881, Section 1, Subdivision
13 1, as amended by Laws 1967, Chapter 499, Section 1, Laws
14 1969, Chapter 923, Section 1, Laws 1971, Chapter 321,
15 Section 1, and Laws 1973, Chapter 395, Section 1, is amended
16 to read:

17 Section 1. [ST. PAUL, CITY OF; URBAN RENEWAL; BONDS.]
18 Subdivision 1. The city of Saint Paul may issue its general
19 obligation bonds for the purpose of and in the amounts
20 necessary for paying not to exceed one third of the net
21 project cost of each of the urban renewal development or
22 code enforcement projects heretofore designated by the
23 housing and redevelopment authority of the city of Saint
24 Paul or the city of Saint Paul as the Downtown, Cathedral,
25 Riverview, Concord Terrace, Summit-University, and Phalen
26 Area projects and such additional projects which may be
27 approved in the manner provided by law, and for paying any
28 remaining costs of municipal buildings and improvements to
29 be constructed within or adjacent to the project area. The
30 net project cost referred to in this act is the public
31 redevelopment cost of the project less its capital proceeds,
32 as those terms are defined in Minnesota Statutes, Section

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1 462,545, and in subdivision 2, and as the amounts thereof
2 are estimated by the city council prior to the delivery of
3 each series of bonds. The total amount of bonds authorized
4 herein shall be limited to ~~\$45,400,000~~ \$43,400,000.

5 Sec. 7. Laws 1963, Chapter 881, Section 1, as amended
6 by Laws 1967, Chapter 499, Section 1, Laws 1969, Chapter
7 923, Section 1, Laws 1971, Chapter 321, Section 1, and Laws
8 1973, Chapter 395, Section 1, is amended by adding a
9 subdivision to read:

10 Subd. 3. Notwithstanding any contrary provisions
11 contained in section 1 hereof, except as said section limits
12 the dollar amount of bonding authorization, and in the event
13 there is not first available in any annual increment period
14 under Title I of the Federal Housing Act of 1949, and acts
15 amendatory thereof, sufficient urban renewal development
16 capital grant money, then the city may issue bonds under the
17 act, as necessary in an amount not to exceed \$10,000,000,
18 for the purpose of paying up to the entire project cost for
19 any urban renewal development project designated under the
20 provisions of section 1.

21 Sec. 8. Laws 1963, Chapter 881, Sections 4 and 5, as
22 added by Laws 1973, Chapter 395, Section 2, are repealed.

23 Sec. 9. [EFFECTIVE DATE.] This act shall become
24 effective only after its approval by a majority of the
25 governing body of the city of Saint Paul, and upon
26 compliance with the provisions of Minnesota Statutes,
27 Section 645.021.

X
House
Companion
No.

DUPLICATE

S. F. NO. 1460

A bill for an act relating to the city of St. Paul; authorizing planting, care, maintenance, spraying, trimming, protection, replanting, and removal of trees in the city of St. Paul; providing for a special tax levy exempt from all limitations of municipal tax levies.

B. D. No. B3304

COMPARISON ACTION

Date _____
_____ moved that

_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

SENATE ACTION

Introduced by Senators _____

Chenoweth *North* *Adutchen*

★ Read FIRST TIME APR 10 1975
Committee on METROPOLITAN AND URBAN AFFAIRS
and Referred to the
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____ and Referred to the
Committee on _____
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

OTHER ACTION

☐ Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1460

Printed Page No.

S. F. No.

1460

Messrs. North, Chenoweth and McCutcheon introduced--

S. F. No. 1460: Referred to the Committee on METROPOLITAN AND URBAN AFFAIRS

1 A bill for an act

2 relating to the city of St. Paul; authorizing
3 planting, care, maintenance, spraying, trimming,
4 protection, replanting, and removal of trees in
5 the city of St. Paul; providing for a special tax
6 levy exempt from all limitations of municipal tax
7 levies.

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

9 Section 1. [PLAN FOR SHADE AND ORNAMENTAL TREES,
10 SHRUBBERY AND HERBAGE.] Notwithstanding any provision of the
11 charter of the city of St. Paul or any other law to the
12 contrary, the city of St. Paul is authorized to control,
13 plan, and regulate the planting, care, maintenance,
14 spraying, trimming, protection, replanting and removal of
15 shade and ornamental trees, shrubbery and herbage on the
16 streets, avenues, alleys and public grounds of the city of
17 St. Paul.

18 Sec. 2. [COST TO BE COLLECTED BY SPECIAL LEVY.]
19 Notwithstanding any provision of the charter of the city of
20 St. Paul or any other law to the contrary, the city council
21 of the city of St. Paul is authorized and empowered, in
22 addition to all other city powers by it now possessed, to
23 establish a fund to be known and designated as the "tree
24 preservation and reforestation fund" which shall be kept

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1 distinct from all other funds of the city. Said fund shall
2 be in lieu of all existing tax levies and assessments for
3 the planning, care, maintenance, spraying, trimming,
4 protection and replanting and removal of trees and shrubbery
5 and shall be used for the accomplishment of the purposes
6 enumerated in section 1. On or before October 25, 1975, and
7 annually thereafter, the city council of the city of St.
8 Paul may levy on the real and personal property of the city
9 a tax not exceeding three mills on each dollar of the
10 assessed valuation of the city. All moneys so raised by the
11 city of St. Paul shall be deposited in the tree preservation
12 and reforestation fund. The levy for the tree preservation
13 and reforestation fund shall be exempt from any restriction
14 or limitation contained in Minnesota Statutes, Sections
15 275.50 to 275.56.

16 Sec. 3. [EFFECTIVE DATE OF ACT.] The act shall become
17 effective on approval by a majority of the city council of
18 the city of St. Paul, and upon compliance with the
19 provisions of Minnesota Statutes, Section 645.021.

House
Companion
No.

DUPLICATE
FIRST ENGROSSMENT

S. F. NO. 1460

A bill for an act relating to the city of St. Paul; authorizing planting, care, maintenance, spraying, trimming, protection, replanting, and removal of trees in the city of St. Paul; providing for a special tax levy exempt from all limitations of municipal tax levies.

B. D. No. B3304

SENATE ACTION

Introduced by Senators North
Chenoweth McCutcheon

★ Read FIRST TIME APR 10 1975
Committee on METROPOLITAN AND URBAN AFFAIRS and Referred to the

Committee Recommendation and Adoption of Report

To Pass as Amended APR 19 1975

★ Read SECOND TIME APR 19 1975
Committee of the Whole

★ Read THIRD TIME
Passed by the Senate
Transmitted to the House

Secretary of the Senate
State of Minnesota

COMPARISON ACTION

Date _____
_____ moved that
_____ F. No. _____ and _____ F. No. _____
be referred for comparison.

Date _____
Upon motion of _____
_____ F. No. _____ was substituted
for _____ F. No. _____ which
was indefinitely postponed.

(SENATE ACTION)

Received from House _____
Laid on Table _____
Taken from Table _____

CONCURRENCE

Date _____
The Senate concurred in House amendments to
S. F. No. _____ and repassed
the bill as amended.

Secretary of the Senate

HOUSE ACTION

House Companion
is H. F. No. _____

★ Read FIRST TIME _____
Committee on _____ and Referred to the
Committee Recommendation and Adoption of Report

★ Read SECOND TIME
Committee of the Whole

★ Read THIRD TIME
Passed by the House
Returned to the Senate

Chief Clerk, House of Representatives
State of Minnesota

☐ OTHER ACTION
Refer to back of cover for other
action.

☐ CONFERENCE COMMITTEE ACTION
Refer to back of cover for conference
committee action.

1460

Printed Page No.

S. F. No. 1460

SENATE
STATE OF MINNESOTA
SIXTY-NINTH LEGISLATURE

301

S. F. NO. 1460

1460

Introduced by North, Chenoweth and McCutcheon.
Read First Time Apr. 10, 1975, and Referred to
the Committee on Metropolitan and Urban Affairs.
Committee Recommendation. To Pass as Amended.
Committee Report Adopted Apr. 19, 1975.
Read Second Time Apr. 19, 1975.

1 A bill for an act

2 relating to the city of St. Paul; authorizing
3 planting, care, maintenance, spraying, trimming,
4 protection, replanting, and removal of trees in
5 the city of St. Paul; providing for a special tax
6 levy exempt from all limitations of municipal tax
7 levies.

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

9 Section 1. [PLAN FOR SHADE AND ORNAMENTAL TREES,
10 SHRUBBERRY AND HERBAGE.] Notwithstanding any provision of the
11 charter of the city of St. Paul or any other law to the
12 contrary, the city of St. Paul is authorized to control,
13 plan, and regulate the planting, care, maintenance,
14 spraying, trimming, protection, replanting and removal of
15 shade and ornamental trees, shrubbery and herbage on the
16 streets, avenues, alleys and public grounds of the city of
17 St. Paul.

18 Sec. 2. [COST TO BE COLLECTED BY SPECIAL LEVY.]
19 Notwithstanding any provision of the charter of the city of
20 St. Paul or any other law to the contrary, the city council
21 of the city of St. Paul is authorized and empowered, in
22 addition to all other city powers by it now possessed, to
23 establish a fund to be known and designated as the "tree
24 preservation and reforestation fund" which shall be kept

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1 distinct from all other funds of the city. Said fund shall
2 be in addition to all existing tax levies and assessments
3 for the planning, care, maintenance, spraying, trimming,
4 protection and replanting and removal of trees and shrubbery
5 and shall be used for the accomplishment of the purposes
6 enumerated in section 1. On or before October 25, 1975, and
7 annually thereafter, the city council of the city of St.
8 Paul may levy on the real and personal property of the city
9 a tax not exceeding one mill on each dollar of the assessed
10 valuation of the city. All moneys so raised by the city of
11 St. Paul shall be deposited in the tree preservation and
12 reforestation fund. The levy for the tree preservation and
13 reforestation fund shall be exempt from any restriction or
14 limitation contained in Minnesota Statutes, Sections 275.50
15 to 275.56.

16 Sec. 3. [EFFECTIVE DATE OF ACT.] The act shall become
17 effective on approval by a majority of the city council of
18 the city of St. Paul, and upon compliance with the
19 provisions of Minnesota Statutes, Section 645.021.