

funds to the Farmers Home Administration to repay the loan. When the full faith and credit of the city, county or town is irrevocably pledged for the redemption of the note and mortgage, the taxes levied to pay principal and interest thereon shall be considered special levies within the meaning of section 275.50, subdivision 5, clause (j); ~~and~~. The amount of the obligation shall be included when computing the net debt of the ~~political subdivision~~ city or county but not the town. Unless expressly provided otherwise in the mortgage instrument, when a city, county or town borrows on a mortgage and fails to repay all or a part of the mortgage, the agency is confined to the remedy of recovery of the property purchased with the borrowed funds. An election shall be required to authorize the note and mortgage unless the agency is confined to the remedy of recovery of the property.

**Sec. 2. CITY OF TOWER; FIRE AND COMMUNITY HALL.** The city of Tower is authorized to issue and sell its general obligation bonds in the principal amount of \$150,000 for the purpose of financing the construction of a fire and community hall in the city, which bonds have heretofore been authorized to be issued by the electors of the city and shall not be included in the net debt of the city, notwithstanding any provision of law limiting the bonded debt of said city; and the city is authorized to levy taxes upon all taxable property in the city without limitation as to rate or amount to pay such bonds, notwithstanding any provision of law limiting such levies.

**Sec. 3. EFFECTIVE DATE.** Section 1 of this act is effective on the day following its final enactment. Section 2 is effective after its approval by a majority of the governing body of the city of Tower, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 9, 1978.

---

CHAPTER 477-S.F.No.1698

*An act relating to armories; authorizing disposition of unused armories to counties in addition to municipalities; amending Minnesota Statutes 1976, Section 193.36, Subdivision 2.*

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

Section 1. Minnesota Statutes 1976, Section 193.36, Subdivision 2, is amended to read:

**Subd. 2. MAY SELL AND CONVEY SUCH PROPERTY IN CERTAIN CASES.**

In any such case when there is no prospect that the armory will ever again be used for military purposes, the adjutant general may sell and convey such property to the municipality or county in which the same is located at a price to be determined by a board of three appraisers to be selected by the adjutant general, the commissioner of administration, and the commissioner of finance, and the money so received shall be credited to the general fund and is appropriated to the adjutant general to be used as a contribution for the construction of a new armory to replace the one sold; or be

Changes or additions indicated by underline deletions by ~~strikeout~~

transferred to the Minnesota state armory building commission if the new armory to replace the one sold is to be constructed by said commission. If no new armory is built within five years after the old armory has been sold, the appropriation to the adjutant general as herein provided shall lapse. In the event that both the municipality and the county desire to purchase the armory, the municipality shall be given first priority to purchase the armory.

If the municipality or county shall not purchase such property after a reasonable opportunity, the adjutant general may sell and convey the same to any person after a sale thereof at public sale, and in the same manner as certain state property is sold at public sale under the provisions of chapter 16. The adjutant general may lease any such armory remaining unsold to the municipality for public purposes at an annual rental which shall not be less than ten percent of the appraised value of the property.

Approved March 9, 1978.

---

CHAPTER 478-S.F.No.1787

[Coded in Part]

*An act relating to the national guard; amending the state military code; providing penalties; amending Minnesota Statutes 1976, Sections 192.06; 192.11; 192.12; 192.261, Subdivision 5; 192.32; 192.33; 192.34; and Chapter 192, by adding a section; repealing Minnesota Statutes 1976, Sections 190.28; 192.09; and 192.10.*

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

Section 1. Minnesota Statutes 1976, Section 192.06, is amended to read:

192.06 **OFFICERS AND ENLISTED PERSONS OF STATE STAFF AND DETACHMENT; NUMBER AND GRADES.** The number and grades of officers and enlisted ~~men persons~~ in the state staff and detachment shall be as prescribed by federal law, but in case of war, invasion, insurrection, ~~not~~ civil disturbance or imminent danger of ~~either~~ any of the foregoing, the governor may temporarily increase ~~such~~ the force to meet ~~such~~ the emergency, and retired officers who are physically qualified may be assigned to ~~such~~ emergency duty. All officers appointed to the state staff and detachment shall have had previous military service and shall be selected and appointed by the adjutant general and commissioned by the governor. The enlisted ~~men persons~~ shall be recruited and administered by the detachment commander.

Sec. 2. Minnesota Statutes 1976, Chapter 192, is amended by adding a section to read:

**[192.105] OFFICERS; SELECTION, ASSIGNMENT, PROMOTION.** Officers for the Minnesota national guard shall be selected, commissioned, or appointed by the governor upon the recommendation of the adjutant general provided the persons have met all qualifications prescribed by federal law. Commissions shall designate the arm,

Changes or additions indicated by underline deletions by ~~strikeout~~