

## CHAPTER 140—H. F. No. 1791.

*An act authorizing County Boards to negotiate with the holders of bonds issued for the financing of any county drainage system for the extension of the time of payment and the reduction of the rate of interest.*

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

**Section 1. County Board may negotiate for extension of payment of bonds.**—The County Board of any county in which there is situated any drainage district having a bonded indebtedness, shall have authority to negotiate with the holders of the bonds of such drainage district for the extension of the time of payment and the reduction of the rate of interest. In the event that the holders of two thirds of the aggregate amount of such bonds shall consent in writing to such an extension of the time of payment or to such a reduction of the rate of interest, or to both, and the County Board shall agree to such changes in the terms of such bonds, such changes shall become binding upon such county drainage district and upon all of the holders of bonds against such drainage district, who shall have consented thereto, or who shall hereafter consent thereto, in writing.

Approved April 1, 1933.

## CHAPTER 141—H. F. No. 80

*An act to permit municipalities to extend electric service.*

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

**Section 1. Municipalities may extend electric service.**—The governing body, or the Commission or Board charged with the operation of the public utilities if one exists therein, of any municipality in the state now or hereafter owning and operating an electric light and power plant for the purpose of the manufacture and sale of electrical power or for the purchase and redistribution of electrical power, shall, upon a three-fourths vote of said Governing Body, or said Commission or Board in addition to all other powers now possessed by such municipality, have power to sell electricity to customers, singly or collectively, outside of such municipality, within the State but not to exceed a distance of twenty-five miles from the corporate limits of said municipality. Before any municipality shall have the power to extend its lines and sell elec-

tricity outside of such municipality as provided by this Act, the governing body shall first submit to the voters of said municipality, at a general or special election, the general principle of going outside said municipality and fixing the maximum amount of contemplated expenditures reasonably expected to be made for any and all extensions then or thereafter contemplated. Three weeks published notice shall be given of such election as required by law, and if a majority of those voting upon the proposition favors the same, except that in the case of villages, a  $\frac{5}{8}$  vote shall prevail, then the said municipality shall thereafter be considered as having chosen to enter the general business of extending its electric light and power facilities beyond the corporate limits of said municipality. It shall not be necessary to submit to a vote of the people the question of any specific enlargement, extension or improvement of any such outside lines, provided the voters of the municipality have generally elected to exercise the privileges afforded by this Act, and provided that each and any specific extension, enlargement or improvement project is within the limit of the maximum expenditure authorized at such election. Provided, however, that in cities now or hereafter operating under a home rule charter, where a vote of the people is not now required in order to extend electric light and power lines, no such election shall be required under the provisions of this or any other Act. At any such election, held to determine the attitude of the voters upon this principle, the question shall be simply stated upon the ballot provided therefor, and shall be substantially in the following form: 'Shall the city (village) of .....undertake the general proposition of extending its electric light and power lines beyond the limits of the municipality, and limit the maximum expenditures for any and all future extensions to the sum of \$.....? For this purpose every municipality is authorized and empowered to extend the lines, wires, and fixtures of its plant to such customers and may issue certificates of indebtedness therefore in an amount not to exceed the actual cost of such extensions and for a term not to exceed the reasonable life of the said extensions. Such certificates of indebtedness shall in no case be made a charge against the municipality, but shall be payable and paid out of current revenues of said plant other than taxes.

**Sec. 2. Not to extend into other municipalities.**—No lines, wires or fixtures shall be extended by any municipality into the territorial limits of any other city or village without the consent of the council or other governing body of such city or village.

**Sec. 3. Provisions separable.**—The various provisions of this Act, and the clauses, phrases and sentences thereof, shall be

severable, and if any part or provision thereof shall be held to be invalid, it shall not be construed as invalidating any other portion thereof.

Approved April 1, 1933.

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CHAPTER 142—H. F. No. 88

*An act to amend Laws 1921, Chapter 323, Section 18, as amended by Laws 1929, Chapter 22, relating to public highways and providing for the payment of state aid for the construction and maintenance thereof, the same being Mason's Minnesota Statutes of 1927, Section 2559.*

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

Section 1. **Temporary loans to trunk highway funds by State Treasurer.**—That Laws 1921, Chapter 323, Section 18, as amended by Laws 1929, Chapter 22, relating to public highways and to the payment of state aid for the construction and maintenance thereof, the same being Mason's Minnesota Statutes of 1927, Section 2559, be and the same hereby is amended so as to read as follows :

Sub. 1. For the purpose of state aid in the construction and improvement of public highways, there shall hereafter be levied annually on all taxable property of the state a tax of one mill on each dollar of valuation, to be collected in the same manner as other state taxes, and the money so raised, together with all moneys accruing from the income derived from investments in the internal improvement land fund, or that may hereafter accrue to said fund, and all funds accruing to the state road and bridge fund, however provided, shall constitute the general state road and bridge fund.

Sub. 2. On or before the first Tuesday in *April* of each year, the commissioner of highways, the state treasurer and the state auditor shall estimate the probable sum of money that will accrue to the state road and bridge fund during the current year and after first setting aside therefrom an amount not exceeding \$50,000 for a reserve maintenance fund, to be expended as hereinafter provided, shall apportion the balance of the state road and bridge fund among the different counties of the state and the commissioner of highways shall immediately send a statement of such apportionment to the state auditor and to the county auditor of each county, showing the amount apportioned to each county for expenditure