

"Section 12. State Public School:

	Available for Year Ending	
Current Expense	June 30, 1934	\$159,500
Current Expense	June 30, 1935	171,000
Repairs	June 30, 1934	5,000
Repairs	June 30, 1935	5,000
Manual Training Equipment and Library..	June 30, 1934	1,000
Manual Training Equipment and Library..	June 30, 1935	1,000
School Building	June 30, 1934	100,000
Remodeling Old School House.....	June 30, 1934	15,000
Equipment New School Building.....	June 30, 1934	4,000"

Approved December 28, 1933.

CHAPTER 30—H. F. No. 81

An act authorizing cities, of the first class, operating under home rule charters, and not embraced within the limits of any sanitary district which is authorized to provide a method or system for establishing and collecting equitable sewage service charges to establish and collect equitable rates, charges or rentals for the use of sewerage systems and for sewage pumping stations or sewage treatment or disposal plants, and providing for the application of such funds to the cost of construction, operation and maintenance thereof.

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

Section 1. Cities may charge for disposal of sewage in certain cases.—Any city of the first class operating under home rule charters, and not embraced within the limits of any sanitary district which is authorized to provide a method or system for establishing and collecting equitable sewage service charges, which has installed and is operating, or which is proceeding to establish and install, a system of sewers, sewage pumping station, or a sewage treatment or disposal plant or plants for public use, in addition to all other powers granted to it shall have authority, by an ordinance duly adopted by the governing body thereof, to charge just and equitable rates, charges or rentals for the use of such facilities and for connections therewith by every person, firm or corporation whose premises are served by such facilities either directly or indirectly. Such charges;

shall be, as nearly as reasonably possible, equitable and in proportion to the service rendered, and may take into consideration the quantity of sewage produced and its concentration, strength or river, lake, bay or other body of water, pollution qualities in general and the cost of its disposal. The charges may be fixed on the basis of water consumed or on some other basis of measuring the use made of the aforesaid facilities. In case of arrangements with other municipalities, districts or private parties for the supplying of sewers aforesaid, such rates, charges or rentals may also be levied the same as in independent operations.

Sec. 2. Funds to be placed in separate fund.—The moneys received from the rates, charges or rentals as herein authorized shall be kept separate from the general or other revenues of the political subdivision, and when so collected shall be placed in a separate general sewer fund. Also, any moneys received from the sale of any by-products arising out of sewage treatment or disposal shall be credited to this fund. The moneys so received shall be recorded, deposited, secured and paid out as other funds of the political subdivision are; provided, that upon establishing and fixing the charges aforesaid the receipts therefrom shall be used first to meet the costs of operating and maintaining the said facilities, and any additional sums collected shall be applied to capital charges represented by bonds, certificates of indebtedness, or otherwise; and to the reasonable requirements for replacements and obsolescence. In determining the amount of capital costs to be met, the amount charged to special assessments, and also any amount of such cost properly chargeable to other than sanitary sewers, shall be deducted therefrom; and no such rate, charge or rental shall include any amount therefor or be applied thereto upon their collection.

Sec. 3. Collection of rentals.—The rates, charges or rentals for the aforesaid sewer service shall be a charge against the owner, lessee or occupant of the premises, or against any or all of them; and any such claim for unpaid rates, charges or rentals which have been properly billed to the occupant of the premises may be collected in a civil action in any court of competent jurisdiction, or, in the discretion of the governing body of the municipality, may be certified to the county auditor (or auditors of the counties) with the taxes against such property served and shall be collected as other taxes are collected. Payments of delinquent rentals shall be credited to the same fund as current funds for that purpose are, deducting therefrom any cost of collection accruing to the political subdivision.

Sec. 4. **Establishment of rates.**—Before any rate for the service aforesaid is fixed under authority of this chapter, a public hearing with due posted or published notice thereof shall be held by the governing body at which hearing interested persons shall be given an opportunity to be heard on the question. A similar hearing shall be held before the establishment of any change in such rates, charges or rentals.

Approved December 28, 1933.

CHAPTER 31—H. F. No. 94

An act authorizing certain counties to issue bonds for the purpose of funding its outstanding warrants and providing the procedure thereof.

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

Section 1. **Certain counties may issue bonds for funding of outstanding warrants.**—Any county in this state now or hereafter, having an assessed valuation for taxation purpose, inclusive of money and credits, of not less than \$4,000,000 nor more than \$5,000,000 and having a population of not more than 15,000 and not less than 13,000, and consisting of not more than 19 nor less than 17 full or fractional townships, and now or hereafter having outstanding warrants issued by the county against its revenue fund, poor fund, mothers' pension fund, poor farm fund, and court house expense fund, aggregate in principal and accrued interest in excess of \$60,000, and any county in this state now or hereafter having an assessed valuation for taxation purposes, inclusive of money and credits, of not less than \$6,000,000 nor more than \$8,000,000, and having a population of not more than 10,000 and not less than 9,000, and consisting of not more than 17 nor less than 15 full or fractional townships, and now or hereafter having outstanding warrants issued by the county against its revenue fund aggregate in principal and accrued interest in excess of \$30,000, is hereby authorized and empowered upon the adoption of a resolution therefor by its county board and without submitting the question of such issue to the electors of such county to issue county refundment bonds in an amount not exceeding the aggregate of such outstanding warrants including the accrued interest thereon