

## CHAPTER 252—H. F. No. 1121

*An act to amend Laws 1933, Chapter 405, Section 57, relating to the distribution of revenue raised by imposing income taxes.*

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

Section 1. **Distribution of income tax revenue.**—Laws 1933, Chapter 405, Section 57, is hereby amended to read as follows:

“Section 57. The revenues derived from the taxes, interest and penalties under this act shall be paid into the state treasury; and, *less* the sums required during any year for the expenses of collecting such tax and for refunds of taxes erroneously collected from taxpayers, shall be paid into a special fund in the state treasury to be known as “Income Tax School Fund” and the same shall be distributed to all the school districts in the state of Minnesota, including municipalities which operate their own schools, on the basis of population therein of compulsory school age. Such distribution shall be made by the state board of education semi-annually in the same manner as now provided by law as nearly as practicable governing the distribution of state funds by said state board of education, except that each such school district shall be entitled to receive its proportion of said fund without being subject to any conditions: Provided, however, that the amounts distributed to each school district shall be used only for the purpose of

(1) Payment or providing for the payment of any bonded or other indebtedness of such district outstanding January 1, 1933.

(2) Providing for the payment of any bonded or other indebtedness thereafter incurred until such debts are fully paid or payment thereof provided for.

(3) Any such revenue not required to pay or provide for the payment of any such indebtedness shall be used to cover and pay current operating expenses and to reduce and replace levies on real and personal property.

(4) *Provided that in the case of any city of the first class maintaining its own schools, or of any district or districts covering the territory of any such city, the amount distributed to it may be used for current maintenance and operating expenses during the years 1935 and 1936 only to the extent required to make the total annual maintenance and operating cost per pupil enrolled during any year not in excess of \$90.00.*

*For the purpose of this section the bonded or other indebtedness to the payment of, or provision for, which the sums distributed must or may be applied shall, in the case of municipalities operating their own school system, be limited to such indebtedness incurred for school purposes."*

Approved April 24, 1935.

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CHAPTER 253—H. F. No. 1224

*An act to establish a municipal court in the village of New York Mills, Otter Tail County, Minnesota.*

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

**Section 1. Municipal Court established in New York Mills.**—A court of records to be known as a "Municipal Court of the village of New York Mills" is hereby established in and for the village of New York Mills, county of Otter Tail, state of Minnesota.

**Sec. 2. Powers and duties.**—Said court shall possess all the powers and, except as to the manner of its establishment and as herein otherwise provided, shall be subject to all of the provisions set forth in that portion of General Statutes 1923, Chapter 5, relating to municipal courts and acts amendatory thereof and supplementary thereto.

**Sec. 3. Residence and qualification of judge.**—The judge of such municipal court shall be a resident of the village of New York Mills and a qualified elector therein, a person learned in the law and duly admitted to practise as an attorney in this state. Nothing in this act shall be construed so as to disqualify or prevent the municipal judge from practising as an attorney or counselor in any court of this state, except in said municipal court.

**Sec. 4. Governor to appoint judge.**—Within 30 days after the passage of this act the village council of New York Mills shall determine the number of judges of said court and thereupon the governor shall appoint a judge or judges thereof. Said appointee or appointees shall hold office until the next regular village election in said village of New York Mills.

Approved April 24, 1935.