

such amount, it shall be the duty of the retirement board to restrict the total amount available for distribution in annuities for any such month accordingly and all annuities payable shall be proportionately reduced. The balance of any annuities not paid in full by reason of such restriction shall be paid proportionately during the first and subsequent months when such salary deductions and assessments exceed the total of all outstanding annuities then payable."

Approved March 22, 1943.

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#### CHAPTER 168—H. F. No. 258.

*An act authorizing, legalizing and validating certain expenditures of towns, boroughs, villages, cities and counties under certain conditions.*

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

**Section 1. Expenditures of certain towns, boroughs, villages, cities and counties legalized and validated.**—Any expenditure or appropriation by towns, boroughs, villages, cities or counties made or authorized since December 7, 1941, and prior to the cessation of hostilities in the so-called "second world war" as declared by the proper federal authority, for the purpose of paying rent, clerical assistance or other expenses in connection with the operation of selective service boards, rationing boards, civilian defense or similar activities made necessary by and connected with such "second world war" are hereby declared to be legal and valid as against the objection that no legal authority exists therefor.

**Sec. 2. Municipalities may expend monies during second world war—limitations.**—Any such municipality may until the cessation of hostilities of said "second world war" make any necessary expenditures such as those referred to in Section 1 hereof, provided the said expenditures do not exceed an amount equivalent to two-tenths of a mill levy on the taxable property in said municipality for any one taxable year.

Approved March 22, 1943.

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#### CHAPTER 169—H. F. No. 452.

*An act relating to the establishment of fire departments in cities of the fourth class operating under a home rule charter,*

*which adjoin a city of the first class providing for the purchase of equipment for such fire department, the issuance and sale of bonds and the levying of taxes to pay for such bonds.*

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

**Section 1. Cities of fourth class may establish fire departments.**—The council of every city of the fourth class in this state contiguous to a city of the first class and which is organized and operating under a home rule charter shall have the power to establish a fire department, appoint the officers and members thereof and fix their compensation and prescribe their duties; to provide fire engines and other fire apparatus, engine houses, pumps, water supply and other conveniences necessary for the prevention and extinguishment of fires.

**Sec. 2. May issue bonds or certificates of indebtedness—limitations.**—For any and all purposes aforesaid, any such city shall have the power to issue and sell its bonds or certificates of indebtedness in such amount as the council may by resolution authorize not exceeding \$30,000 in the aggregate, provided that by the issuance and sale of such bonds or certificates of indebtedness, the net indebtedness limitation of such city shall not be exceeded.

**Sec. 3. Sale of bonds—rate of interest.**—Whenever the council of any such city shall have resolved that it is expedient that such city issue and sell the bonds or certificates of indebtedness in specified amounts for any of the purposes aforesaid and bearing interest at a rate not exceeding 3 per cent per annum, then and thereupon the council shall cause notice to be given of the time and place for the receiving of bids for such bonds. Published notice once each week for two successive weeks shall be given in the official newspaper of the city of a meeting of the council to open and consider bids therefor. At the meeting of the council so set, the Council shall award the bonds to the lowest responsible bidder or may reject all bids and re-advertise for other bids.

**Sec. 4. Tax levy to pay bonds and interest.**—Whenever any such city shall have issued and sold such bonds or certificates of indebtedness as hereinbefore provided, the council of such city shall annually levy a special tax in such amount as may be necessary to provide for the payment of the interest thereon and the principal thereof as they become due, provided however that such tax levy shall not raise the total levy beyond the limit now provided by law.

Approved March 22, 1943.