

employed within the time and in the manner hereinafter set forth. Any such fireman shall, not later than 90 days from the time he is regularly entered on the payrolls of the fire department, make written application for membership in the relief association on forms supplied by the association, accompanied by one or more physician's certificates required by the by-laws of the association. After the application has been filed, the board of examiners of the association shall make a thorough investigation thereof and file its report with the secretary of the association. The application must be acted upon by the association within six months from the date applicant was entered on the pay-roll of the fire department. No fireman, who is more than 35 years of age when his application is filed, can become a member of the relief association, except that such age limitation of 35 years shall not apply on application for reinstatement in the association.

Any member of the fire department in any city of the first class on January 1, 1941, may be eligible to membership in a firemen's relief association. Such member shall make application within 90 days from and after the passage of this section. His application must be acted upon by the association within six months thereafter.

Upon the acceptance of the application, the membership of the applicant shall become effective as of the date when he was entered on the pay-roll of the department, provided the applicant shall make up all dues which he would have paid had he been a member of the firemen's relief association from the date he entered upon the pay-roll of the department. All payments, benefits, and privileges to which these firemen are entitled as members of that fund shall be governed by sections 69.25 and 69.61.

Approved April 21, 1953.

CHAPTER 571—H. F. No. 1849

[Coded]

An act providing for a rural credit deficiency fund, levying taxes for the payment of deficiencies in the rural credit fund and the rural credit interest fund; authorizing the conservator of rural credit, with the approval of the executive council, to issue and sell rural credit deficiency fund certificates of indebtedness in anticipation of the collection of such taxes; authorizing the state board of investment to purchase such certificates of indebtedness, and appropriating moneys for the purposes of this act.

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

Section 1. [41.41] Rural credit fund, appropriation for deficiencies. There is hereby appropriated the sum of \$5,000,000 for discharging deficiencies in the rural credit fund and rural credit interest fund occurring by reason of moneys therein being insufficient to pay principal and interest payable therefrom as such principal and interest fall due on bonds and certificates of indebtedness heretofore issued or hereafter to be issued pursuant to Laws 1923, Chapter 225, and acts amendatory thereof, which appropriation is hereby made available in such amounts and at such times as may be necessary for discharging such deficiencies as such payments fall due, to be disbursed in the manner provided by law.

Sec. 2. [41.42] Tax levy. For the purpose of providing the funds appropriated by this act, there is hereby levied upon all the taxable property in this state a tax sufficient to produce \$5,000,000 which the state auditor is hereby authorized and directed to cause to be extended and collected in the manner in which other state taxes are extended and collected, to be included in the levies spread upon the tax rolls for the years 1953 to 1962, inclusive, in amounts sufficient to produce the sum of \$500,000 in each of the years 1954 to 1963, inclusive, plus additional amounts sufficient to produce such sums as may be necessary to pay the interest upon certificates of indebtedness issued pursuant to the provisions of this act. In case of a deficiency in the proceeds of such tax levy for any year, the auditor shall levy sufficient additional amounts in succeeding years to compensate therefor until the full amount herein authorized has been raised.

Sec. 3. [41.43] Supplementary rural credit deficiency fund. The proceeds of such tax levies and of the sale of certificates of indebtedness issued hereunder shall be credited to a special fund to be known as the supplementary rural credit deficiency fund, which is hereby created. After any certificates of indebtedness have been issued hereunder, the state treasurer shall segregate and retain in the supplementary rural credit deficiency fund, out of the proceeds of the tax levies made pursuant to Section 2 hereof, all thereof levied for the payment of interest on such certificates and as much as may be necessary of the levies specifically pledged for payment of the principal of the respective issues, and shall disburse the same only in payment of the principal of and interest on such certificates, and such moneys are hereby appropriated for such purposes. Any other moneys in said fund are hereby appropriated for and shall be transferred to the rural credit fund or the rural credit interest fund from time to time as needed to discharge the deficiencies mentioned in Section 1 hereof. Any moneys

remaining in said fund after full payment of all bonds and certificates of indebtedness issued pursuant to Laws 1923, Chapter 225, or amendments thereof, and all issued pursuant to this act, shall be transferred to the general revenue fund.

Sec. 4. [41.44] **Certificates of indebtedness; issuance, sale.** Subdivision 1. The conservator of rural credit, with the approval of the executive council, is hereby authorized, in anticipation of the collection of the taxes specified in Section 2 hereof, to issue and sell certificates of indebtedness in the amount and subject to the limitations herein prescribed. Such certificates shall be known as rural credit fund deficiency certificates of 1953, and shall be issued only when there is insufficient money in the rural credit fund or in the rural credit interest fund, as the case may be, to meet payments which are then due or about to become due and are required by law to be made therefrom for principal or interest on bonds or certificates of indebtedness and money then in the supplementary rural credit deficiency fund is not available or not sufficient for such purposes. In either case, the amount of certificates so issued shall be limited to the amount of such deficiencies. Such certificates shall mature at such time or times during the years 1955 to 1964, inclusive, as the conservator of rural credit shall determine, with the approval of the executive council, provided that the aggregate principal amount maturing in any of said years shall not exceed \$500,000. All certificates maturing more than three years after their date must be made redeemable at par at the expiration of such three years and on each interest payment date thereafter, upon such notice, as the conservator of rural credit, with the approval of the executive council, shall determine prior to their issuance. Any certificates may similarly be made redeemable on any interest payment date prior to the expiration of such three years. Rural credit fund deficiency certificates of 1953 shall bear such date of issue, be of such denominations, and the principal and semiannual interest thereon shall be payable at such place or places, as the conservator of rural credit shall determine, with the approval of the executive council. The conservator of rural credit, with approval of the executive council, may, prior to the issuance of certificates hereunder, prescribe in favor thereof such liens on, or priorities in payment from, the taxes anticipated thereby as may be found advisable. Certificates issued hereunder and interest thereon shall be payable from the supplementary rural credit deficiency fund created hereby, but if the moneys in such fund are not sufficient to pay the principal of or interest on such certificates as such principal or interest becomes due, there is hereby appropriated to the supplementary rural credit deficiency fund out of any money in the

state treasury not otherwise appropriated such amounts as may be necessary to pay such deficiencies, and for the prompt payment of principal of and interest on certificates issued hereunder the full faith and credit of the state are hereby pledged. The certificates shall be in a form approved by the attorney general, shall bind the state to pay the same according to their terms, and shall be signed by the conservator of rural credit, attested by the secretary of state, and sealed with the great seal of the state, provided that facsimile signatures of the conservator of rural credit and secretary of state shall be sufficient upon interest coupons.

Subd. 2. For the purpose of supplying deficiencies in the moneys in the supplementary rural credit deficiency fund needed for the payment of the principal of the certificates of indebtedness authorized by this act and the interest thereon, the state auditor, pending the receipt of the proceeds of the taxes levied by this act, shall transfer the amount of such deficiencies from the general revenue fund in the state treasury to the supplementary rural credit deficiency fund and the moneys so required are hereby appropriated for the purposes of this provision. The state auditor shall promptly, from time to time as the proceeds of the taxes levied by this act are received, transfer from the supplementary rural credit deficiency fund to the general revenue fund sufficient moneys to reimburse the general revenue fund for the moneys transferred from it and the moneys so required are appropriated for the purposes of this provision. The state auditor and the state treasurer are authorized and directed to make the appropriate entries in their records.

Sec. 5. [41.45] **Purchase of certificates by state board of investment.** Subdivision 1. Prior to the issuance of any rural credit deficiency fund certificates of indebtedness, the conservator of rural credit shall offer them to the state board of investment, without prior advertisement for bids, upon such terms as to interest rates and prices as the executive council shall prescribe after receiving the recommendations of the conservator of rural credit in respect thereto. Said board is hereby authorized to invest any funds under its control in such certificates, notwithstanding any limitations imposed by Minnesota Statutes 1949, Section 11.10, and is hereby requested, but not directed, to purchase all so offered to it, to the extent it has funds available therefor.

Subd. 2. If the state board of investment does not purchase within ten days from the date of the offer thereof, all or part of the certificates of indebtedness offered to it, then, and only then, the certificates of indebtedness authorized in

Section 4 hereof shall be sold at not less than par upon competitive sealed bids after at least two weeks' published notice.

Subd. 3. The conservator of rural credit, with the approval of the executive council, and without complying with Minnesota Statutes 1949, Sections 15.041 to 15.044, shall have full authority to prescribe such rules and regulations in connection with such public sale, consistent with this act, as he may find necessary or advisable.

Subd. 4. Notwithstanding that the board shall have declined to purchase the certificates on the terms offered to it, the board may bid for their purchase upon such public sale, at such prices as the board deems advisable.

Sec. 6. [41.46] **State auditor to make records.** After the sale and before the delivery to the purchaser of certificates of indebtedness issued pursuant hereto, they shall be presented to the state auditor, who shall make a record showing the number, amount, date of issue, date of maturity, and interest rate of each certificate, and the state auditor or his deputy shall certify thereon that such record has been made, and after such certification the conservator of rural credit shall forthwith file with the commissioner of administration a statement showing the number, amount, date of issue, date of maturity, and interest rate of each of such certificates.

Sec. 7. [41.47] **Certificates a charge upon rural credit fund.** Subdivision 1. The certificates authorized by this act are hereby made, until paid, a charge upon the rural credit fund and any moneys in any fund created to discharge a deficiency in the rural credit fund, including without limitation the proceeds of taxes levied in excess of the amounts required to pay any obligation of the state for the payment of which such taxes are levied, shall be transferred to the rural credit fund.

Subd. 2. At the end of each fiscal year, beginning with the fiscal year 1953-1954, the conservator of rural credit shall determine whether the unencumbered balance in the rural credit fund exceeds \$50,000. If he so determines, he shall certify forthwith the amount of the excess to the state auditor, who shall transfer such amount in multiples of \$10,000 to the supplementary rural credit deficiency fund, and the state auditor and state treasurer are authorized to make the appropriate entries upon their records. The state auditor shall reduce the current tax levy provided for in Section 2 hereof by the amount of the moneys so transferred, which are hereby appropriated for the purposes for which such levy is authorized and shall not be used for any other purpose.

Approved April 21, 1953.