

*terest not owned by the state as determined by said judgment or decree. The lessee shall be entitled to a credit against royalties which shall thereafter become due pursuant to said lease for all moneys previously paid to the state for such deleted interest.*

Approved April 5, 1967.

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## CHAPTER 153—H. F. No. 1412

[Not Coded]

*An act relating to certain transfers from the higher education facilities contingency account; amending Laws 1965, Chapter 882, Section 17.*

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

Section 1. Laws 1965, Chapter 882, Section 17, is amended to read:

Sec. 17. **Higher education; appropriations; transfer of funds.** *Subdivision 1.* To the commissioner of administration for a higher education facilities contingency account the sum of \$4,000,000. The commissioner may transfer these funds to those projects authorized in sections 3, 4 and 9 in which state funds were appropriated in an amount less than the total building cost authorized. The commissioner is authorized to make such transfers when funds from other sources are inadequate to complete the projects. ~~within the total cost authorized.~~ *In addition, the commissioner may, in his discretion, transfer funds from such contingency account to projects where it appears that the total cost of constructing and equipping the entire project will exceed the total cost authorized, notwithstanding limitations on state funds appropriated thereto. In addition to projects authorized in sections 3, 4 and 9, the commissioner may make such discretionary transfers to projects authorized in this section.*

In addition to the transfers authorized above for projects enumerated in section 3, the commissioner may transfer funds to construct and equip a state junior college facility in the southwest metropolitan area at a total cost of ~~not more than~~ \$2,150,000 with state funds ~~not to exceed~~ of \$1,290,000. The site of such facility shall be determined by the state junior college board. ~~Such transfer may be made only after funds from other sources are in excess of the amounts needed to complete the projects enumerated in section 3, items (1) through (7); except that if it appears at any time that funds are ade-~~

**Changes or additions indicated by italics, deletions by strikeout.**

quate for the purposes enumerated, the commissioner is authorized to transfer funds to develop plans and specifications for a junior college in the southwest metropolitan area.

All transfers authorized by this section shall be made only after the commissioner has consulted with the legislative building commission and such commission has made its recommendation thereon. Such recommendation shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

The higher education facilities contingency account may only be expended for the construction authorized in this section. Unexpended balances thereof shall be deposited to the credit of the state bond fund in the state treasury.

*Subd. 2. Laws 1965, Chapter 882, Section 17 as thus amended so far as the transfer of contingent funds is concerned shall operate not only prospectively, but retroactively so as to eliminate limitations on state funds, if any were or are imposed by this section prior to this amendment, as to any and all pending or contemplated construction or improvements, whether or not contracted for, of any facility enumerated in this chapter, and all plans, contracts, agreements and transfers therefor are hereby declared valid and effective notwithstanding any limitations of state funds relating thereto, if any were or are imposed under Laws 1965, Chapter 882, Section 17 or under any judicial determination prior to this amendment.*

*Subd. 3. Minnesota Statutes 1965, Sections 645.31 to 645.35 shall not be construed to apply to this act.*

Approved April 5, 1967.

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## CHAPTER 154—S. F. No. 893

[Not Coded]

*An act relating to the city of St. Cloud; providing for incorporation in an ordinance of said city the ordinance of any city of the first class.*

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

**Section 1. St. Cloud, city of; ordinances; incorporation by reference.** The city of St. Cloud may incorporate in an ordinance by reference, in full or in part, any ordinance of any city of the first class in Minnesota. All requirements of statutes and charters for the

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