

violation of any of these provisions or in violation of any of the provisions of a registration thereunder, or upon any representation with respect to the registration or non-registration of the security claimed to be implied from any such sale, unless commenced within ~~six~~ *three* years after the date on which the securities were delivered to the purchaser pursuant to such sale; provided, that ~~if, prior to the effective date of this section, more than five years shall have elapsed from the date of such delivery, then such action may be brought within a period of one year following such effective date, an action with respect to a sale made prior to the effective date of this act may be commenced within six years after the date on which the securities were delivered to the purchaser pursuant to such sale,~~ and provided, that no purchaser of a security otherwise entitled thereto shall bring any action for relief of the character above set forth who shall have refused or failed, within 30 days after the receipt thereof by such purchaser, to accept a written offer from the seller or from any person who participated in such sale to take back the securities in question and to refund the full amount paid therefor by such purchaser, together with interest on such amount from the date of payment to the date of repayment, such interest to be computed at the same rate as the fixed interest or dividend rate, if any, provided for in such securities, or, if no rate is so provided, at the rate of six percent per annum, less in every case the amount of any income received by the purchaser on such securities. Any written offer so made to a purchaser of a security shall be of no force or effect unless a duplicate thereof shall be filed with the commissioner of securities prior to the delivery thereof to such purchaser.

Nothing in this section, except as herein expressly set forth, shall limit any other right of any person to bring any action in any court for any act involved in or right arising out of a sale of securities or the right of the state to punish any person for any violation of law.

Approved May 28, 1969.

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CHAPTER 849—S. F. No. 916

[Not Coded]

*An act relating to the firemen's relief association in the city of South Saint Paul; amending Laws 1965, Chapter 457, Section 1.*

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

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

Section 1. Laws 1965, Chapter 457, Section 1, is amended to read:

Section 1. **South St. Paul, city of; firemen's relief; taxes and contributions.** Subdivision 1. The city council of the city of South Saint Paul, wherein the fire department maintains a firemen's relief association under the provisions of Laws 1943, Chapter 397, as amended, shall each year at the time all tax levies for the support of the city are made, in addition thereto levy a tax of ~~one half~~ *one* mill on all taxable property within the city.

Subd. 2- *When the special fund of such association shall reach or exceed \$175,000, the levy each year shall be three tenths of a mill until the fund goes below \$175,000, when the levy shall again be one half mill.*

Subd. 3- *When the balance in the special fund falls below \$150,000, the levy each year shall be one mill until the fund shall reach or exceed \$150,000 when the levy shall again be one half mill.*

Subd. 4- 2. The levy provided for in ~~this act~~ *Laws 1965, Chapter 457, as amended*, may be made in excess of and over and above all taxing limitations imposed by any provision of the charter of the city of South Saint Paul or of any other provision of law, general or special.

Subd. 5- 3. *In addition thereto and only if such a tax is levied* The city treasurer, finance commissioner or other officer, charged with the responsibility of the city's finances, shall deduct from each paycheck ~~the of a member of the association a sum of two which equals four percent of not more or less than~~ *the of a member of the association a sum of two which equals four percent of* the basic monthly pay of a first grade fireman; ~~provided, that if the city tax levy is one mill then during such period the deduction shall be four percent of the basic monthly pay of a first grade fireman;~~ *provided, that if the city tax levy is one mill then during such period the deduction shall be four percent of the basic monthly pay of a first grade fireman;* . All deductions shall be based on the basic pay of a first grade fireman and shall be raised or reduced immediately if there are any changes in the basic pay of a first grade fireman; ~~and transfer the total thereof. The amount of the deductions shall be transferred to the treasurer of the special fund of the firemen's relief association, who shall credit said total deductions to the special fund and to the credit accounts of the individual fireman firemen.~~

Subd. 6- 4. If a fireman is separated from the service of the fire department in the city of South Saint Paul under such circumstances that no pension or benefits are payable to him or his widow or children, the treasurer of the special fund shall return to the fireman

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or to his immediate family in the event such separation is due to his death, all of the amounts so deducted from his base pay, without interest and less the amount of any disability or other benefits paid such fireman.

Subd. 7. 5. The tax so levied as authorized by this section shall be transmitted with other tax levies to the auditor of Dakota county, and shall be collected and payment thereof enforced by the county in the same manner as state and county taxes are collected and paid.

Sec. 2. **Disability pensions, amount.** *A member of the South Saint Paul firemen's relief association who, by reason of sickness or accident, becomes disabled from performing the duties of a fireman on the fire department, shall be entitled to receive from the association 50 percent of the base pay of a first grade fireman per month. If such disability is the result of outside employment compensable under the provisions of a workmen's compensation act, the amount of the monthly pension under this section shall be reduced by the amount of the workmen's compensation benefit the member is entitled to receive during that month. No allowance for such disabilities shall be made unless notice of such disability and application for benefits on account thereof shall be made by or on behalf of the disabled member to the secretary of the association within 30 days after the beginning of such disability.*

Sec. 3. *Section 1 applies to taxes payable in 1970 and subsequent years and to payroll deductions in respect of salary payable for services rendered on and after June 1, 1969. Sections 2 and 3, to the extent of their inconsistency with Laws 1957, Chapter 127, Sections 7 and 10, apply only to pensions payable in respect to the disability or death of a member occurring on or after June 1, 1969, and supersede Laws 1957, Chapter 127, Sections 7 and 10, in respect to such pensions.*

Sec. 4. *No provision of this act shall be construed as reducing the amount or rate of contribution to the association by the municipality or a member of the association from such minimum contributions as are prescribed by the Police and Firemen's Relief Associations Guidelines Act of 1969. Notwithstanding the provisions of this or any other act, the association and the municipality and the officers of each are authorized to do all things required by the Guidelines Act as conditions for the contribution of public funds or the levy of taxes for the support of the association.*

Sec. 5. *This act is effective when approved by the governing*

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*body of the city of South Saint Paul and upon compliance with Minnesota Statutes, Section 645.021.*

Approved May 28, 1969.

CHAPTER 850—S. F. No. 950

[Coded in Part]

*An act relating to the adoption of a state building code; amending Minnesota Statutes 1967, Sections 16.84, by adding a subdivision; 16.85; 16.86; 16.87; and 471.62.*

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

Section 1. Minnesota Statutes 1967, Section 16.84, is amended by adding a subdivision to read:

*Subd. 5. State building code. "State-owned buildings" means all buildings and structures financed in whole or in part by state funds and which are under the exclusive jurisdiction and custodial control of one or more state departments or agencies.*

Sec. 2. Minnesota Statutes 1967, Section 16.85, is amended to read:

**16.85 Powers of commissioner, state building code.** Subdivision 1. Subject to the provisions of section 16.86 the commissioner shall prepare and publish a code of rules, regulations, and standards for the construction, reconstruction, alteration, and repair of state-owned buildings, governing, matters of structural materials, design and construction, fire protection, health, sanitation, and safety. The commissioner may amend such code from time to time in the same manner as provided in sections 16.83 to 16.87 for the promulgation of the initial code. The code and any amendment thereof shall conform insofar as practicable to model building codes generally accepted and in use throughout the United States. In the preparation of the code consideration shall be given to the existing state-wide specialty codes presently in use in the state of Minnesota. *Such model codes with modifications as may be deemed necessary and state-wide specialty codes may be adopted by reference.* The code so promulgated and any amendments thereof shall be based on the application of scientific principles, approved tests, and professional judgment; and to the extent that it is practical so to do the code shall be promulgated in terms of desired results instead of the means of

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