

and private secondary schools located in Ramsey county as hereinbefore set forth. It shall be the duty and responsibility of the board of Ramsey county commissioners to maintain and operate the arenas and golf course in such manner as will best provide for the equitable and fair use of the facilities by the public, schools and other agencies of the county.

Sec. 13. The Ramsey county board may employ such employees as in its opinion may be necessary and proper to the efficient and effective functioning of the arenas and golf course and activities conducted. These employees shall be subject to the laws relating to the civil service of the county and their compensation shall be in accordance with the rules provided for the civil service of the county.

Sec. 14. Any income accruing to the county from the operation of the ice arenas and golf course shall be placed in the county treasury and credited to a special fund known as the public ice arena—golf course account.

Sec. 15. This act becomes effective upon its approval by the board of county commissioners of Ramsey county, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved June 6, 1969.

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## CHAPTER 1056—S. F. No. 1879

[Coded in Part]

*An act relating to school district indebtedness and limitations thereon, including bonds and debt service loans and capital loans from the maximum effort school loan fund of the state; authorizing the issuance and sale of school loan bonds of the state and appropriating the proceeds and the income from the investment thereof for the making of debt service loans and capital loans to school districts and for the payment of said bonds and interest thereon; amending Minnesota Statutes 1967, Section 124.38, Subdivisions 7 and 8; Section 124.42, Subdivisions 1 and 4; Section 124.43, Subdivisions 1 to 5; and Section 475.53, Subdivision 4; repealing Minnesota Statutes 1967, Section 475.533.*

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

Section 1. Minnesota Statutes 1967, Section 124.38, Subdivision 7, is amended to read:

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

Subd. 7. **School districts; indebtedness.** "Maximum effort debt service levy" means a levy in a total dollar amount computed as ~~5 1/2~~ *6.3 mills on the correct full and true market value*; except that the maximum effort debt service levy of any school district having received a debt service or capital loan from the state before January 1, 1965, shall be computed as 4 1/10 mills on the ~~correct full and true market value~~ in each year, unless the district applies or has applied for an additional loan subsequent to January 1, 1965, or issues or has issued bonds on the public market, other than bonds refunding state loans, subsequent to January 1, 1967; *and except that the maximum effort debt service levy of any school district granted a debt service or capital loan between January 1, 1965, and July 1, 1969, shall be computed as 5-1/2 mills on the market value in each year, until and unless the district receives an additional loan. The acceptance of a loan or the sale of bonds on the public market by any district, except for the purpose of refunding state loans, constitutes an agreement by the district that said maximum effort levy shall be computed after said respective dates at 5 1/2 mills for all purposes of sections 124.36 to 124.47, notwithstanding any provision of any other general or special law.*

Sec. 2. Minnesota Statutes 1967, Section 124.38, Subdivision 8, is amended to read:

Subd. 8. "~~Correct full and true Market value~~" means the ~~correct full and true value of all taxable property in the district most recently determined by the equalization aid review committee prior to the making of a debt service levy, as provided in section 124.21, subdivision 4. In districts whose debt limit is fixed by Minnesota Statutes, Section 475.533, it also includes the value of railroad property as determined by the railroad and warehouse commission on which its net debt limit is based as provided in section 475.53, subdivision 4.~~

Sec. 3. Minnesota Statutes 1967, Section 124.42, Subdivision 1, is amended to read:

Subdivision 1. Any school district in which the required levy for debt service in any year will exceed its maximum effort debt service levy by ten percent or by \$5,000, whichever is less, is qualified for a debt service loan hereunder in an amount not exceeding the amount applied for, and not exceeding one percent of the sum of the net debt of the district and the aggregate amount of all state loans to the district outstanding on the date granted, and not exceeding the difference between the required and the maximum effort debt service levy in such year. Applications shall be filed with the committee in each calendar year up to and including September 15. The committee shall

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determine whether the applicant is entitled to such loan and the amount thereof, and on or before October 1 shall certify to each applicant district the amount granted and its due date. A copy of each such certificate shall be filed with the commissioner. Upon receipt by the commissioner of a copy of the committee's certificate that the loan is granted, the commissioner shall notify the county auditor or county auditors in which the district is located that the amount so certified is available and appropriated for payment of principal and interest on its outstanding bonds and such auditors shall reduce by that amount the taxes otherwise leviable as the district's debt service levy on the tax rolls for such year, which taxes shall nevertheless be increased by the amount necessary to pay interest on this and any other state loans, as herein provided. Each debt service loan shall be for a term of 30 years, prepayable at par at any time, and shall bear interest from its date at ~~three and one-half~~ *a rate determined by the state auditor, not less than the average annual rate payable on Minnesota state school loan bonds most recently issued prior to the disbursement of the loan to the district, but in no event less than 3-1/2 percent per annum on the principal amount from time to time remaining unpaid, payable on December 15 of the year next following that in which the loan is received and annually thereafter.*

Sec. 4. Minnesota Statutes 1967, Section 124.42, Subdivision 4, is amended to read:

Subd. 4. Each district receiving a debt service loan shall levy in that year for debt service its required debt service levy as reduced by the amount of the loan. In each year thereafter in which it shall not have received a debt service loan, until all its debts to the fund are paid, the district is hereby obligated to levy for debt service (a) the amount of its maximum effort debt service levy, or (b) the amount of its required debt service levy, whichever is greater. Whenever the maximum effort debt service levy is greater the district shall remit to the commissioner, within ten days after its receipt of the last regular tax distribution in the year in which it is collected, that portion of the debt service tax collections, including penalties and interest, which exceeded the principal and interest payable on its bonded debt in the period for which the levy was made. In addition to the foregoing, the district shall levy in each year, commencing in the year a debt service loan is granted and continuing until the entire loan is paid, a sum sufficient to produce full payment of the interest payable in the ensuing year on its debt service note, and the proceeds of such levy shall in each year be remitted to the commissioner for payment of such interest. On or before November 1 in each year the commissioner shall notify the county auditor of each county containing taxable property situated within the school district of the amount of the

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maximum effort debt service levy of the district for that year, and the additional amount necessary to be levied to produce a sum five percent in excess of the total amount of interest to become due in the ensuing year on all debt service notes and capital loans of the district, and said county auditor or auditors shall extend upon the tax rolls an ad valorem tax upon all taxable property within the district in the aggregate amount so certified. If any interest is not paid when due, the commissioner shall add the amount thereof to the amount of interest so certified in the following year, with one year's interest on such amount at ~~3-1/2 percent per annum~~ *the rate borne by the loan.*

Sec. 5. Minnesota Statutes 1967, Section 124.43, Subdivision 1, is amended to read:

Subdivision 1. To the extent moneys are from time to time available hereunder, the committee is authorized to effect capital loans to school districts; ~~but the net debt of each district at the time of its application for such a loan plus the amount of any additional bonds sold by it prior to receiving the initial proceeds from the loan must exceed 98 percent of its debt limit as prescribed by Minnesota Statutes, Chapter 475, or be within \$20,000 of such limit.~~ Proceeds of such loans shall be used only for sites for school houses and for acquiring, bettering, furnishing, or equipping school houses *under contracts to be entered into within 12 months from and after the date on which each loan is granted.* Applications with the accompanying data specified in subdivision 2 shall be filed between October 1 of any year and June 1 next following. *No loan shall be approved for any district exceeding an amount computed as follows:*

(1) *The amount voted by the district under subdivision 2;*

(2) *Plus the aggregate principal amount of general obligation bonds of the district outstanding on the date of approval, not exceeding the limitation on net debt of the district in section 475.53, subdivision 4;*

(3) *Less the maximum net debt permissible for the district on the date of approval, under the limitation in section 475.53, subdivision 4; and*

(4) *Less any amount by which the amount voted exceeds the total cost of the facilities for which the loan is granted, as estimated in accordance with subdivision 4, provided that the loan may be approved in an amount computed as provided in clauses (1) to (3), subject to subsequent reduction in accordance with this clause (4).*

~~This subdivision shall not apply to capital loans to restore and~~

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replace buildings, sites, equipment and furnishings destroyed or damaged by tornadoes or flood, when authorized by a special or local or other separate law, but this subdivision shall remain in effect, as to any other capital loans, authorized by such laws, though waived thereby, and this subdivision specifically shall supersede subdivisions 1 and 2 of Laws 1965, Chapter 470, insofar as such subdivisions waive the requirements of this subdivision as to any other capital loans.

Sec. 6. Minnesota Statutes 1967, Section 124.43, Subdivision 2, is amended to read:

Subd. 2. The school board of any district desiring a loan shall adopt a resolution stating the amount proposed to be borrowed, the purpose for which the debt is to be incurred, and an estimate of the dates when the moneys will be needed and the amounts needed on such dates the facilities for which the loan is requested will be contracted for and completed. The question of authorizing the incurring of the debt borrowing shall then be submitted to the voters of the district at a regular or special election. If the state loan is to be for only part of the money needed for the contemplated purpose, The question submitted shall state the entire amount to be borrowed and that as much thereof as cannot be borrowed from the state hereunder application will be made for a loan from the maximum effort school loan fund of such amount as may be available and allowable to the district and the remainder will be borrowed on bonds sold at a public sale and that the remainder will be borrowed from the fund under sections 124.36 to 124.47 within the limitations prescribed by law. A majority of those voting on the question shall be sufficient to authorize the district to effect the state loan and also to issue the bonds on public sale in accordance with Minnesota Statutes, Chapter 475. Applications for loans shall be accompanied by (a) a copy of such resolution, (b) a certificate by the clerk showing the vote at the election, (c) a certificate by the clerk and treasurer showing the then outstanding indebtedness of the district, and (d) a certificate by the county auditor of each county in which a portion of the district lies showing the valuations of taxable properties in the district taxed in his county information in his official records which is required to be used in computing the debt limit of the district under section 475.53, subdivision 4. The clerk's and treasurer's certificate shall show, as to each outstanding bond issue, the amount originally issued, the purpose for which issued, the date of issue, the amount remaining unpaid as of the date of the resolution, and the interest rates and due dates and amounts of principal thereon. The county auditor's certificate shall show the full and true value and the assessed value of all real estate in

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his county taxable by the district and the assessed value and full and true value of all personal property in his county taxable by the district, according to the assessment rolls last previously equalized, except that the full and true values shall be estimated if not shown on such rolls. Applications shall be in such form and accompanied by such additional data as the committee shall prescribe, which may include a statement from the state department of education as to the district's need of the proposed schoolhouses in comparison with needs of other districts. When an application is received, the committee shall obtain from the commissioner of taxation a certificate showing the correct full and true valuation of taxable property in the district as last theretofore determined by the equalization aid review committee, and from the public service commission when required, the information in their official records which is required to be used in computing the debt limit of the district under section 475.53, subdivision 4.

Sec. 7. Minnesota Statutes 1967, Section 124.43, Subdivision 3, is amended to read:

Subd. 3. The committee shall examine and consider all applications for capital loans, and if any applicant district is found not qualified it shall be promptly notified thereof. On January 1 and July 1 of each year, the committee shall make its determination on all pending applications which have been on file with it more than one month. If an applicant is qualified in the opinion of the committee and the aggregate of the amounts applied for does not exceed the amount available or which can be made available in the capital loan account, all loans so applied for shall be granted, subject to acceptance by the respective districts as specified below. If the aggregate exceeds the amount which is or can be made available, the committee shall allot the available amount among the qualified applicant districts, or any of them, according to the committee's judgment and discretion based upon their respective needs. The committee shall promptly certify to each qualified applicant district the amount, if any, of the capital loan granted to it, *subject to adjustment under subdivision 1, clause (4).*

Sec. 8. Minnesota Statutes 1967, Section 124.43, Subdivision 4, is amended to read:

Subd. 4. Each capital loan shall be for a term of 30 years and evidenced by a contract between the school district and the state acting through the committee. It shall obligate the state to pay to the district, out of the maximum effort school loan fund, ~~specified amounts at specified dates, being the dates on which the district has estimated~~

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~~it will award~~ *an amount computed as provided in subdivision 1, upon receipt by the committee of a certified resolution of the school board reciting that contracts for construction of the facilities for which the loan is granted have been awarded and that bonds of the district have been issued and sold in the amount necessary to pay all costs thereof in excess of the amount of the loan, and estimating such costs.* It shall obligate the district on its full faith and credit to repay the entire principal of the state loan out of the excesses of ~~a~~ *its* maximum effort debt service levy over its required debt service levy, and also to pay interest at ~~3-1/2~~ *a rate determined by the state auditor, not less than the average annual rate payable on Minnesota state school loan bonds most recently issued prior to the disbursement of the loan to the district, but in no event less than 3-1/2* percent per annum on the principal amount from time to time unpaid. The district shall each year, as long as it is indebted to the state, levy for debt service (a) the amount of its maximum effort debt service levy or (b) the amount of its required debt service levy, whichever is greater, except as such required debt service levy may be reduced by a loan under section 124.42. Whenever the maximum effort debt service levy is greater, the district shall remit to the commissioner within ten days after its receipt of the last regular tax distribution in each year, that portion of the debt service tax collections, including penalties and interest, which exceeded the required debt service levy. The commissioner shall supervise the collection of outstanding accounts due the fund and may, by notice to the proper county auditor require the maximum levy to be made as required hereunder. Interest on capital loans shall be paid on December 15 of the year next following that in which the loan is granted and annually thereafter. In addition to the levies otherwise required by this subdivision, the district shall levy in each year, commencing in the year a capital loan is granted and continuing until the entire loan is paid, a sum sufficient to produce full payment of the interest payable in the ensuing year on its capital loan contract, and the proceeds of such levy shall in each year be remitted to the commissioner for payment of such interest. On or before November 1 in each year the commissioner shall notify the county auditor of each county containing taxable property situated within the school district of the amount of the maximum effort debt service levy of the district for that year, and the additional amount necessary to be levied to produce a sum five percent in excess of the total amount of interest to become due in the ensuing year on all capital and debt service loans of the district, and said county auditor or auditors shall extend upon the tax rolls an ad valorem tax upon all taxable property within the district in the aggregate amount so certified. *If any interest is not paid when due, the commissioner shall add the amount thereof to the amount of interest so certified in the following year, with one*

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year's interest on such amount at ~~3-1/2 percent per annum~~ *the rate borne by the loan.*

Sec. 9. Minnesota Statutes 1967, Section 124.43, Subdivision 5, is amended to read:

Sec. 5. Before delivery of any capital loan contract, the school district shall file a copy thereof with the county auditor of each county in which any portion of the district is situated, and shall obtain from each such county auditor and furnish to the committee a certificate stating that such county auditor has entered the capital loan evidenced thereby in his bond register. As each executed contract is delivered to the committee, its secretary shall cause a record thereof to be made and preserved showing the name and address of the district, the date of the contract, and the ~~dates and amounts agreed to be disbursed by the state. On the disbursement dates specified in the contract, or prior thereto if requested by the district because of accelerated award of construction contracts beyond its original estimates,~~ *amount of the loan initially approved in accordance with subdivision 1. Upon receipt of the resolution required in subdivision 4 the commissioner shall issue a warrant on the capital loan account for the agreed amount which may be disbursed in accordance with subdivision 1, payable on presentation to the state treasurer. On presentation the treasurer shall remit the amount to the district and enter the date and amount in his account with the district. Interest thereon shall accrue from such date.*

Sec. 10. Minnesota Statutes 1967, Section 475.53, Subdivision 4, is amended to read:

Subd. 4. **School districts.** Except as otherwise provided in ~~sections 475.51 to 475.75 by law, no school district, other than those covered by subdivision 5,~~ shall be subject to a net debt in excess of ten percent of the ~~correct full and true actual market value of all taxable property therein and of exempt property referred to in section 275.49, situated within its corporate limits, as defined computed in accordance with this subdivision 4. The county auditor of each county containing taxable real or personal property situated within any school district shall certify to the district upon request the adjusted market value of all such property and the ratio of such value to the market value of all such property, as most recently ascertained and reported to him in accordance with section 272.03, subdivisions 8 and 12 and sections 273.11 and 276.04. The county auditor of each county containing exempt property referred to in section 275.49, situated within any school district, shall certify to the district upon request the total adjusted market value of all such property as deter-~~

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*mined under section 275.49. If 20 percent or more in value of the taxable property in any school district consists of property on which taxes are paid into the state treasury under gross earnings tax laws applicable to common carrier railroads, the public service commission shall certify to the district upon request the adjusted market value of railroad property within the district as most recently determined by the commission. The commissioner of taxation shall certify to each school district upon request the ratio most recently determined by the state equalization aid review committee, in accordance with section 124.211, subdivision 3, to exist between the assessed valuation of the district furnished by county auditors and the correct assessed valuation. The actual market value of property within a district, on which its debt limit under this subdivision 4 is based, is that value determined by dividing the adjusted market value of all taxable and exempt property within the district, as certified by the county auditors and, where applicable, by the public service commission, by the ratios certified by the county auditors with respect to properties in their counties, respectively, or by the ratio certified by the commissioner of taxation, whichever results in a higher value.*

~~Correct full and true value as used in this subdivision means the correct full and true value of the taxable property in a school district as most recently determined by the equalization aid review committee prior to the incurring of debt limited hereby, in accordance with section 124.21, subdivision 4. The commissioner of taxation shall certify this value upon request of a school district.~~

Sec. 11. *Minnesota Statutes 1967, Section 475.533, is repealed.*

Sec. 12. **[124.474] Bond issue, maximum effort school loans; 1969.** *For the purpose of providing moneys to be loaned to school districts as agencies and political subdivisions of the state for the acquisition and betterment of public land and buildings and other public improvements of a capital nature, in the manner provided by the maximum effort school aid law, the state auditor is directed to issue and sell school loan bonds of the state of Minnesota in the maximum amount of \$20,000,000, in addition to the bonds heretofore authorized for this purpose, which amount is appropriated to the maximum effort school loan fund and shall be expended under the direction of the school loan committee for the making of debt service loans and capital loans to school districts as provided in Minnesota Statutes, Sections 124.36 to 124.47. These bonds shall be issued and sold and provision for the payment thereof shall be made in accordance with Minnesota Statutes, Section 124.46, and an amount sufficient to pay interest on the bonds to and including July 1 in the second year after*

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*the date of issue shall be credited from the bond proceeds to the school loan bond account in the state bond fund. Any expenses incidental to the sale, printing, execution, and delivery of the bonds, including, but without limitation, actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the maximum effort school loan fund, and the amounts necessary therefor are appropriated from such fund.*

Sec. 13. *This act shall become effective July 1, 1969. The provisions of Minnesota Statutes, Sections 124.38, 124.42, 124.43, Subdivision 4, and 475.53, as amended by this act, shall not apply to capital loans applied for between December 1, 1968 and February 1, 1969 and not granted, nor to pending debt service loans or capital loans granted by the school loan committee before the effective date of this act, nor to the required maximum effort debt service levies for such loans, which loans and levies shall be governed by the provisions of those sections prior to amendment by this act.*

Approved June 6, 1969.

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#### CHAPTER 1057—S. F. No. 1895

[Coded]

*An act relating to counties; regulations regarding use of alarm transmission telephone devices; providing penalties.*

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

Section 1. [237.47] **Alarm transmission telephone devices; regulations.** [Subdivision 1.] Any person desiring to install or use any automatic, electrical, or mechanical device or attachment to any telephone that reproduces any taped or pre-recorded message to report any police, fire, or other emergency to any official emergency reporting telephone number shall obtain permission, in writing, from the sheriff of the county in which located or the police chief or fire chief of the municipality into whose emergency telephone number the attachment or device is connected.

Sec. 2. [237.47] [Subd. 2.] The sheriff, police chief, or fire chief may determine the conditions, if any, under which the device or attachment may be connected, provided such conditions are reasonable in accordance with local conditions and further provided

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