

*ceeding six percent but not exceeding seven percent per annum computed to the stated maturities;*

(7) *The port authority shall have no power to levy special assessments or establish local improvement districts;*

(8) *The city of Winona, or the port authority with the approval by resolution of the city council, may exercise any and all of the powers referred to in Minnesota Statutes, Section 471.191 for the acquisition and betterment of recreational land, buildings, and facilities within or outside their corporate limits; and*

(9) *On or before October 15 in each year the port authority shall report to the city council the amount of earnings, income, or other surplus funds which are in its judgment available for transfer to the sinking fund for any general obligation bonds of the authority, for the reduction of tax levies for the payment of such bonds, and the council shall determine by resolution what amount shall be so transferred.*

Sec. 2. *This act shall become effective upon approval of the governing body of the city of Winona and upon compliance with Minnesota Statutes, Section 645.021.*

Became law without governor's signature.

Filed March 31, 1969.

#### CHAPTER 99—H. F. No. 2018

*An act relating to elections; providing for the issuance of certificates of election to winners of special legislative elections; amending Minnesota Statutes 1967, Section 203.53.*

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

Section 1. Minnesota Statutes 1967, Section 203.53, is amended to read:

203.53 **Elections; special legislative elections; certificates.** Subdivision 1. **Canvass.** The returns of any special election or primary held under sections 203.44 to 203.55 shall be transmitted forthwith, when completed, to the auditor of the county wherein the special election or primary is held, and the returns shall be canvassed *and certified to the secretary of state* on the next day other than a Sunday or a legal holiday following the special election.

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

or primary by the county canvassing board, except as provided in subdivisions 2, 3, and 4.

**Subd. 2. Canvass, special election, held on regular days.** When the special primary is held on the regular primary election day and the special election is to be held on the next general election day, the returns of the special primary shall be canvassed by the county canvassing board at their regular meeting.

**Subd. 3. Canvass, special primary on regular day, special election on other day.** When the special primary is held on the regular primary election day and the special election will be more than 13 days after the regular primary, the returns of the special primary shall be canvassed by the county canvassing board at their regular meeting.

**Subd. 4. Canvass, vacancy filled at general election.** When the special election is held on the general election day and the governor's writ has not required that the special election be held as a separate election on that day, the returns of the special election shall be canvassed and the results thereof declared and certified by the county and state canvassing boards together with, and in the same manner as; the returns of the general election for officers of the same kind as those to be filled at the special election.

**Subd. 5. Canvass, special primary, state canvassing board.** The state canvassing board shall complete its canvass of the special primary, and not later than four days after the returns of the county canvassing boards are certified to the secretary of state he shall certify to the county auditors the name of the nominated persons and notify each nominee.

**Subd. 6. Canvass, special congressional election, state canvassing board.** Except as provided in subdivision 4 the state canvassing board shall complete its canvass of ~~the~~ a special congressional election and declare the results within seven days after the returns of the county canvassing boards are certified to the secretary of state.

**Subd. 7. Special congressional election contest, conduct.** In case of a contest of ~~an~~ a congressional election held under sections 203.44 to 203.55 the notice of contest shall be filed within five days after the canvass is completed, and the contest otherwise shall proceed in the manner provided by law for contesting elections.

**Subd. 8. Certificate of congressional election.** No certificate of election in ~~an~~ a congressional election held under sections 203.44 to 203.55 may be issued by the auditor of any county or by

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the secretary of state to any person declared elected by the canvassing board of the county or by the state canvassing board until seven days after the canvassing board has canvassed the returns and declared the results of the election. In case of a contest the certificate may not be issued until the district court has determined the contest.

**Subd. 9. Canvass, special legislative election, state canvassing board.** *Except as provided in subdivision 4 the state canvassing board shall complete its canvass of a special legislative election and declare the results within two days, excluding Sundays and legal holidays, after the returns of the county canvassing boards are certified to the secretary of state.*

**Subd. 10. Special legislative election contest, conduct.** *In case of a contest of a legislative election held under sections 203.44 to 203.55, the notice of contest shall be filed within two days, excluding Sundays and legal holidays, after the canvass is completed, and the contest otherwise shall proceed in the manner provided by law for contesting elections.*

**Subd. 11. Certificate of legislative election.** *A certificate of election in a legislative election held under sections 203.44 to 203.55 shall be issued by the auditor of a county or by the secretary of state to the person declared elected by the canvassing board of the county or by the state canvassing board two days, excluding Sundays and legal holidays, after the county canvassing boards have canvassed the returns.*

*In case of a contest the certificate shall not be issued until the district court has determined the contest.*

Approved April 7, 1969.

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CHAPTER 100—S. F. No. 13

[Not Coded]

*An act relating to Independent School District No. 719; regulating its deferred compensation plan for employees; amending Laws 1967, Chapter 677, Section 1.*

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

Section 1. Laws 1967, Chapter 677, Section 1, is amended to read:

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