

Subd. 2. To finance the program authorized by this section, and by section 2, the city council of the city of Albert Lea may, by resolution authorize, issue, and sell revenue bonds or other obligations at public sale, which are payable solely from the revenues of the programs authorized by sections 1 to 4.

Sec. 4. Subdivision 1. In the making or purchase of loans or other securities in furtherance of the programs authorized in sections 2 and 3, and in the issuance of revenue bonds or other obligations pursuant to section 3, the city of Albert Lea may exercise, or may by ordinance authorize an existing agency or an agency created by such ordinance to exercise, within the corporate limits of the city, any of the powers the Minnesota housing finance agency is authorized to exercise under the provisions of Minnesota Statutes, Chapter 462A.

Subd. 2. The city council shall not amend the regulations adopted by ordinance and in effect at the time any bonds or obligations authorized by sections 1 to 4 are issued, to the detriment of the holder of such bonds or obligations.

Sec. 5. Sections 1 to 4 take effect when approved by a majority of the city council of the city of Albert Lea and upon compliance with Minnesota Statutes, Section 645.021.

Sec. 6. **ROCHESTER, CITY OF; HOUSING AND REDEVELOPMENT AUTHORITY; MEMBERS AND TERMS.** Notwithstanding Minnesota Statutes, Section 462.425, Subdivision 5, the housing and redevelopment authority of the city of Rochester shall consist of seven commissioners. The existing terms and present membership of the housing and redevelopment authority shall not be affected, and shall continue as provided by law. The two additional commissioners appointed shall be appointed for initial terms expiring June 1, 1980 and June 1, 1981, respectively.

Sec. 7. **EFFECTIVE DATE.** Sections 6 and 7 shall become effective upon approval by a majority of the governing body of the city of Rochester, and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 9, 1976.

CHAPTER 227—S.F.No.2300

[Coded in Part]

An act relating to livestock sanitation; providing indemnification to owners of condemned cattle by reason of being nonreactors to the brucellosis test, or by reason of being exposed to brucellosis and not eligible for test; authorizing indemnity to owners of grade bulls slaughtered because of certain other dangerous diseases;

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appropriating money; amending Minnesota Statutes 1974, Section 35.09, Subdivision 2, and by adding a subdivision.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1974, Section 35.09, Subdivision 2, is amended to read:

Subd. 2. **BRUCELLOSIS; INDEMNIFICATION TO OWNERS.** The owner of any such animal shall be entitled to indemnity therefor, as herein provided, except in the following cases:

- (1) Indemnity shall not be paid for steers ~~or grade bulls~~ ;
- (2) Animals which have not been kept for one year, or since their birth, in good faith, in the state;
- (3) Animals brought into the state, or from one county into another within the state, contrary to any provision of law or rules and regulations of the board;
- (4) Animals diseased at the time of arrival in this state;
- (5) Animals belonging to the United States;
- (6) Animals belonging to institutions maintained by state, county, or municipality;
- (7) Animals which the owner or claimant knew to be diseased or had notice thereof at the time they came into his possession, or when the owner shall have been guilty of negligence by wilfully exposing his animal or animals to Bangs disease, or if the animals have been injected with Bangs disease vaccine, bacterin, or other preparations made from or through the agency of Brucella Micro-organisms unless done in compliance with the rules and regulations of the state board;
- (8) When the owner has received indemnity as a result of a former inspection or tests and has hereafter introduced into his herd any animals which theretofore had not passed the tuberculin or Bangs disease test;
- (9) Where the owner, agent, or person in possession of the animal has not complied with the rules and regulations of the board with respect to animals condemned;
- (10) When the condemned animals are not destroyed within 15 days after date of appraisal, or when the owner refuses to sign the appraisal or report of the members of the appraisal board, except that in extraordinary circumstances and in meritorious cases and at the discretion of the secretary and executive officer of the board the time

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limit of 15 days may be extended an additional 15 days; provided, that the owner receives permission to do so from the secretary and executive officer within 15 days of the date of appraisal;

(11) No indemnity or compensation shall be paid for the destruction of any live stock affected with tuberculosis, paratuberculosis, glanders, or Bangs disease unless the entire herd of which the affected live stock is a part, or from which the affected live stock has originated, shall be examined and tested under the supervision of the board, in order to determine if they are free from such disease;

(12) No indemnity or compensation shall be paid for the destruction of any live stock affected with tuberculosis, paratuberculosis, glanders, or Bangs disease unless the owner has carried out the instructions and regulations of the board relating to the cleaning, disinfection and rendering the stables and premises in a sanitary condition within 15 days from the time of removal of these animals from the premises, except when, because of inclement weather or other extenuating circumstances, the time may be extended by the executive officer of the board;

(13) No indemnity or compensation shall be paid for the destruction of any live stock affected with tuberculosis, paratuberculosis, or Bangs disease, if the owner has fed milk or milk products derived from creameries and which have not been pasteurized, as required by state laws and regulations;

(14) If, at any time, the annual appropriation for payment of indemnities becomes exhausted as a result of condemnation and slaughter of animals, the state board shall discontinue making further official tests or to authorize such tests, with the exception that, if an owner signs a waiver, on blanks to be furnished by the board, for payment of indemnity for any animals that may be condemned as the result of a test and inspection, and releasing the state from any obligation to pay indemnity from any future appropriation;

(15) When the owner is a nonresident and neither he nor his duly authorized agent or agents are engaged in breeding live stock in this state.

Sec. 2. Minnesota Statutes 1974, Section 35.09, is amended by adding a subdivision to read:

Subd. 2a. The livestock sanitary board may condemn and appraise nonreactors to the brucellosis test and exposed cattle not eligible for test from herds affected with brucellosis and pay the owner the difference between the appraisal value and the salvage value not to exceed \$300 for grade animals or \$600 for purebred registered animals, provided the board through its secretary and executive officer has determined according to criteria adopted by the board that herd depopulation is essential to the goal of bovine brucellosis eradication. Indem-

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nity payable by the state shall be reduced by the amount paid by the United States department of agriculture. No indemnity shall be paid for steers.

Sec. 3. The sum of \$40,000 is appropriated from the general fund to the livestock sanitary board for the biennium ending June 30, 1977, for the purposes of this act.

Approved April 9, 1976.

CHAPTER 228—S.F.No.2436

[Not Coded]

An act relating to public lands; authorizing the commissioner of natural resources to sell certain state owned lands; and authorizing certain county boards to sell certain tax-forfeited lands.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **TACONITE; TAILINGS DISPOSAL SITE.** Subdivision 1. Before January 1, 1977, and after the issuance of all necessary permits for the construction and operation of a taconite tailings disposal facility for Reserve Mining Company, the commissioner of natural resources may sell at public auction in the manner specified in Minnesota Statutes, Sections 92.12 to 92.16, any state owned lands located within the counties of Lake and St. Louis, including school trust fund lands and lands bordering on or adjacent to meandered lakes and other public waters and watercourses, located within the site which the state of Minnesota and Reserve Mining Company agree is suitable for disposal of the latter's taconite tailings.

Subd. 2. Notwithstanding Minnesota Statutes, Sections 94.09 to 94.16, before January 1, 1977, and after the issuance of all necessary permits for the construction and operation of a taconite tailings disposal facility for Reserve Mining Company, the commissioner of natural resources may sell at public auction in the manner specified in Minnesota Statutes, Sections 92.12 to 92.16, any lands acquired pursuant to Laws 1941, Chapter 511, regardless if they are determined to be surplus state lands, which are located within the site which the state of Minnesota and Reserve Mining Company agree is suitable for disposal of the latter's taconite tailings if the executive council by an affirmative vote of four members authorizes the commissioner to convey such lands. The public meeting of the executive council shall be based only on the commissioner's record of the proceedings concerning permits issued by the commissioner pursuant to Minnesota Statutes, Section 105.42.

Sec. 2. Before January 1, 1977, and after the issuance of all neces-

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