

road building materials by that contractor or a subcontractor over a town road, the political subdivision shall require, as a term of that contract, that the contractor assume the liability of the political subdivision under subdivision 1.

Sec. 2. This act shall be effective July 1, 1978.

Approved March 9, 1978.

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**CHAPTER 475-S.F.No.1613**

*An act relating to courts; judges; removal due to mental or physical incapacity; amending Minnesota Statutes 1976, Section 490.16, Subdivision 5; repealing Minnesota Statutes 1976, Sections 490.04; 490.05; 490.06; 490.07; 490.08; and 490.09.*

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

Section 1. Minnesota Statutes 1976, Section 490.16, Subdivision 5, is amended to read:

Subd. 5. The supreme court shall make rules to implement this section ~~and provide for confidentiality of proceedings.~~

Sec. 2. Minnesota Statutes 1976, Sections 490.04, 490.05, 490.06, 490.07, 490.08, and 490.09 are repealed.

Approved March 9, 1978.

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**CHAPTER 476-S.F.No.1637**

*An act relating to political subdivisions; authorizing loans to acquire town halls; authorizing issuance of general obligation bonds for a fire and community hall in the city of Tower; amending Minnesota Statutes, 1977 Supplement, Section 465.73.*

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

Section 1. Minnesota Statutes, 1977 Supplement, Section 465.73, is amended to read:

**465.73 TOWN HALLS; FIRE HALLS OR EQUIPMENT; DIRECT LOANS TO POLITICAL SUBDIVISIONS.** For purposes of constructing or acquiring town halls, fire halls or fire equipment any city, county or town may borrow up to \$100,000 directly from the Farmers Home Administration on a note secured by a mortgage on the real or personal property purchased with the borrowed funds. The city, county or town may assign revenues from the town halls, fire department or fire hall or any other available

**Changes or additions indicated by underline deletions by strikeout**

funds to the Farmers Home Administration to repay the loan. When the full faith and credit of the city, county or town is irrevocably pledged for the redemption of the note and mortgage, the taxes levied to pay principal and interest thereon shall be considered special levies within the meaning of section 275.50, subdivision 5, clause (j); ~~and~~. The amount of the obligation shall be included when computing the net debt of the ~~political subdivision~~ city or county but not the town. Unless expressly provided otherwise in the mortgage instrument, when a city, county or town borrows on a mortgage and fails to repay all or a part of the mortgage, the agency is confined to the remedy of recovery of the property purchased with the borrowed funds. An election shall be required to authorize the note and mortgage unless the agency is confined to the remedy of recovery of the property.

**Sec. 2. CITY OF TOWER; FIRE AND COMMUNITY HALL.** The city of Tower is authorized to issue and sell its general obligation bonds in the principal amount of \$150,000 for the purpose of financing the construction of a fire and community hall in the city, which bonds have heretofore been authorized to be issued by the electors of the city and shall not be included in the net debt of the city, notwithstanding any provision of law limiting the bonded debt of said city; and the city is authorized to levy taxes upon all taxable property in the city without limitation as to rate or amount to pay such bonds, notwithstanding any provision of law limiting such levies.

**Sec. 3. EFFECTIVE DATE.** Section 1 of this act is effective on the day following its final enactment. Section 2 is effective after its approval by a majority of the governing body of the city of Tower, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved March 9, 1978.

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CHAPTER 477-S.F.No.1698

*An act relating to armories; authorizing disposition of unused armories to counties in addition to municipalities; amending Minnesota Statutes 1976, Section 193.36, Subdivision 2.*

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

Section 1. Minnesota Statutes 1976, Section 193.36, Subdivision 2, is amended to read:

**Subd. 2. MAY SELL AND CONVEY SUCH PROPERTY IN CERTAIN CASES.**

In any such case when there is no prospect that the armory will ever again be used for military purposes, the adjutant general may sell and convey such property to the municipality or county in which the same is located at a price to be determined by a board of three appraisers to be selected by the adjutant general, the commissioner of administration, and the commissioner of finance, and the money so received shall be credited to the general fund and is appropriated to the adjutant general to be used as a contribution for the construction of a new armory to replace the one sold; or be

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