

transaction and if the applicant pays the tax due with respect to his application, this section shall not constitute grounds for refusal to issue plates or a certificate because the tax imposed by this chapter was not paid by a previous applicant in a prior transaction involving the same motor vehicle so long as the present applicant had no actual knowledge of the failure to pay the tax prior to his acquisition of the vehicle and the previous applicant held a certificate of title indicating he was the owner of the vehicle.

Sec. 3. This act is effective on the day following final enactment.

Approved May 21, 1979.

CHAPTER 127—H.F.No.659

An act relating to local government; providing for facilities of the jointly owned airport of the city of Brainerd and Crow Wing County; authorizing the issuance of bonds to finance the acquisition and betterment of airport facilities; repealing Laws 1965, Chapter 152.

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

Section 1. **RECITALS; PURPOSE.** Subdivision 1. The city of Brainerd and Crow Wing County presently own and operate, through a joint airport commission established by them, a public airport and other air navigation facilities, for the purpose of providing and facilitating regularly scheduled air service by licensed common carriers and air travel access by privately owned aircraft, for the residents of the city and county and other members of the public.

Subd. 2. It is necessary and desirable for the city and the county to continue to own and operate the airport, to expand and improve the airport as necessary to provide for and facilitate increased demand for air travel, both commercial and private, and to have the powers hereinafter conferred upon them for this purpose.

Sec. 2. **BONDS AUTHORIZED.** Subdivision 1. The governing body of the city or the county may sell and issue general obligation bonds of the city or the county, respectively, to finance the acquisition and betterment of airports and other air navigation facilities as defined in Minnesota Statutes, Section 360.013, or of other related facilities, including hangars, repair shops and other buildings and equipment needed for the storage, repair, reconstruction and servicing of aircraft. The bonds may be issued by the city or the county on its own behalf, or with the consent of the other on behalf of both of them. The bonds shall be issued, sold and secured in accordance with Minnesota Statutes, Chapter 475, except as provided in subdivisions 2 and 3. The facilities to be financed by the bonds comprise part of a public convenience from which a revenue is derived, and shall not constitute indebtedness within the meaning of chapter 475 or any city charter.

Subd. 2. The aggregate principal amount of all bonds hereafter issued by the city or the county pursuant to this section which are outstanding and undischarged at any time, shall not exceed \$900,000.

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

Subd. 3. If either the city or the county issues bonds on behalf of both of them, the entity not issuing the bonds may levy ad valorem taxes on all taxable property within its corporate limits for the payment of the amounts of the principal of and interest on the bonds as agreed upon prior to their issuance, and may irrevocably appropriate the collections of the taxes to the sinking fund established by the issuing entity for the payment of the bonds. The entity issuing the bonds may levy ad valorem taxes on all taxable property within its corporate limits for the years and in amounts which, together with any taxes levied and appropriated by the nonissuing entity as herein provided, will meet the requirements of Minnesota Statutes, Section 475.61. Neither such taxes, nor any additional taxes levied to eliminate any deficiencies in the collection thereof, shall be subject to any limitation established by general or special law or charter as to rate or amount, or shall be considered in determining the amount of any other taxes which may be levied subject to any such limitation.

Sec. 3. **REPEALER.** Laws 1965, Chapter 152, is repealed.

Sec. 4. **EFFECTIVE DATE.** This act is effective upon approval by a majority of all members of the Brainerd city council, and by a majority of all members of the Crow Wing County board of commissioners, and compliance with Minnesota Statutes, Section 645.021.

Approved May 21, 1979.

CHAPTER 128—H.F.No.757

An act relating to commerce: exempting certain sales of motor vehicles from provisions regulating home solicitation sales; amending Minnesota Statutes 1978, Section 325.933, Subdivision 2.

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

Section 1. Minnesota Statutes 1978, Section 325.933, Subdivision 2, is amended to read:

Subd. 2. "Home solicitation sale" means a sale of goods or services, by a seller who regularly engages in transactions of the same kind, purchased primarily for personal, family or household purposes, and not for agricultural purposes, with a purchase price of more than \$25, in which the seller or a person acting for him personally solicits the sale, and when the buyer's agreement or offer to purchase is made at a place other than the place of business of the seller, except as otherwise provided in this subdivision. It does not include:

(a) a sale made pursuant to prior negotiations in the course of a visit by the buyer to a retail business establishment having a fixed permanent location where the goods are exhibited or the services are offered for sale on a continuing basis; or

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