

206.15 **Elections; voting machine failure; paper ballots.** Where voting machines shall be provided in the manner permitted by law, such voting machines may be used at all elections, insofar as the use of the same is applicable, and not inconsistent with this chapter. If the mechanism of such machines will not permit the voter to record his vote in the manner provided by this chapter said machines may be used in the manner now provided by law so far as is applicable, and as to offices to which such voting machines will not apply, separate paper ballots conforming with the law shall be used. All votes on voting machines shall be recorded and counted and the results thereof ascertained, canvassed and returned as provided by this chapter. *When voting machines are used in an election, a reasonable supply of paper ballots and ballot boxes shall be maintained in the possession of the authority charged with the duty of providing ballots for any polling place where voting machines are used. If one or more of the voting machines in any such polling place fails to function during the election, such authority may dispatch paper ballots and ballot boxes to the polling place in such quantity as the authority deems necessary to avoid undue delay occasioned by the machine failure. If paper ballots are used in an election pursuant to this section, they shall be handled, counted, and canvassed in the same manner as absentee ballots. At such time as notification of machine failure is received the officer in charge of supplying ballots shall notify the county headquarters of all political parties with an office therein or the county chairman of said parties without delay and before said paper ballots are distributed.*

Approved May 24, 1967.

CHAPTER 761—H. F. No. 2442

An act relating to the maximum rate of interest payable on certain orders and tax anticipation certificates; amending Minnesota Statutes 1965, Section 124.06, 367.19, and 412.261.

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

Section 1. Minnesota Statutes 1965, Section 124.06, is amended to read:

124.06 Tax anticipation certificates and orders; interest rate; insufficient funds to pay orders. In the event that a district has insufficient funds to pay its usual lawful current obligations,

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

subject to Minnesota Statutes, Section 471.69, the board may enter into agreements with banks or any person to take its orders at any rate of interest not to exceed *five six* percent per annum. Any order drawn after having been presented to the treasurer for payment and not paid for want of funds shall be endorsed by the treasurer by putting on the back thereof the words "not paid for want of funds," giving the date of endorsement and signed by the treasurer. A record of such presentment, nonpayment and endorsement shall be made by the treasurer. Every such order shall bear interest at the rate of *not to exceed five six* percent per annum from the date of such presentment. The treasurer shall serve a written notice upon the payee or his assignee, personally, or by mail, when he is prepared to pay such orders; such notice may be directed to the payee or his assignee at the address given in writing by such payee or assignee to such treasurer, at any time prior to the service of such notice. No order shall draw any interest if such address is not given when the same is unknown to the treasurer, and no order shall draw any interest after the service of such notice.

Sec. 2. Minnesota Statutes 1965, Section 367.19, is amended to read:

367.19 **Order of payment; interest.** Town orders shall bear interest at the rate of not to exceed *five six* percent from the date when presented to the treasurer for payment, and shall be paid in the order in which they are registered, out of the first money that comes into the treasurer's hands for that purpose.

Sec. 3. Minnesota Statutes 1965, Section 412.261, is amended to read:

412.261 **Tax anticipation certificates.** At any time after the first day of the year following the making of an annual tax levy, the council may issue certificates of indebtedness in anticipation of the collection of taxes levied for any fund and not yet collected. The total of all certificates issued against any fund for any year with interest thereon until maturity, together with all orders outstanding against the fund, shall not exceed the total current taxes for the fund uncollected at the time of issuance plus the cash on hand in the fund. If certificates are issued against the anticipated tax levy for any fund, any unpaid orders outstanding against the fund shall be redeemed from the proceeds of the certificates. All tax anticipation certificates shall be negotiable and shall be payable to the order of the payee and shall have a definite due date but may be payable on or before that date. No certificate shall be issued to become due and payable later than the 1st day of April of the year following the year of issuance. Certificates shall be sold for not less

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than par and accrued interest and shall bear interest at a rate not to exceed ~~five~~ *six* percent per annum, payable at maturity or at such earlier times as the council may determine. Each certificate shall state upon its face the fund for which the proceeds of the certificate shall be used, the total amount of the certificates so issued against the fund, and the total amount embraced in the tax levy for that fund. They shall otherwise be issued on such terms and conditions as the council may determine. The proceeds of the taxes assessed on account of the fund against which tax-anticipation certificates are issued and the full faith and credit of the village shall be irrevocably pledged for the redemption of the certificates in the order of issuance against the fund.

Approved May 24, 1967.

CHAPTER 762—H. F. No. 2446

An act relating to firemen's relief associations in cities of the first class and in certain cases providing for the imposition and collection of a surcharge on certain insurance premiums and for the payment of the proceeds thereof to such associations, amending Minnesota Statutes 1965, Section 69.54.

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

Section 1. Minnesota Statutes 1965, Section 69.54, is amended to read:

69.54 Cities of first class; firemen's relief; surcharge on premiums to restore deficiency in special fund. When the balance in the special fund of any firemen's relief association in any city of the first class is less than \$600,000, or is less than a figure arrived at by multiplying the population of the city according to the latest federal census by one dollar and eighty-seven cents per inhabitant, whichever is the larger, as determined by the association's board of trustees, which fact shall be duly certified to by the public examiner, the board of trustees may thereupon file its duly verified petition for relief, accompanied by such certificate, with the commissioner. The commissioner shall thereupon order and direct a surcharge to be collected of two percent of the fire, lightning, and sprinkler leakage gross premiums, less return premiums, on all direct business received by any foreign or domestic fire insurance company on property in this city of the first class, or by its agents for it, in cash or otherwise, ~~until the balance in the special fund of the relief associa-~~

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