

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 2392-1, as amended by Laws 1941, Chapter 545, Section 1, is amended to read as follows:

“2392-1. **Tax on severance of ore from land—rate.**—There shall be levied and collected upon all royalty received during the year ending December 31, 1923, and upon all royalty received during each calendar year thereafter, for permission to explore, mine, take out and remove ore from land in this state, a tax of 10½ per cent for the *years 1943 and 1944*, and nine per cent *each year thereafter.*”

Sec. 2. **Law amended.**—Mason's Supplement 1940, Section 2392-1a, as amended by Laws 1941, Chapter 545, Section 2, is amended to read as follows:

“2392-1a. **Applicable from December 31, 1942.**—The increased rates provided hereby shall be applicable to all royalties *received* subsequent to December 31, 1942.”

Approved April 23, 1943.

CHAPTER 590—H. F. No. 1015.

(AMENDING SECTIONS 298.01, 298.02 AND 298.22 MINNESOTA STATUTES 1941.)

An act relating to the occupation tax upon the business of mining and producing iron ore or other ores; providing for the disposition of the proceeds of said tax; appropriating a portion of the proceeds thereof for the purpose of developing the resources and rehabilitating the residents of certain counties, creating the iron range resources and rehabilitation commission and amending Laws 1941, Chapter 544, and Mason's Supplement 1940, Sections 2373, 2373-1 and 2373-2 as amended by said law.

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

Section 1. **Law amended.**—Mason's Supplement 1940, Section 2373, as amended by Laws 1941, Chapter 544, Section 1, is amended to read as follows:

2373. **Occupation tax on producing ores.**—Every person engaged in the business of mining or producing iron ore or other

ores in this state shall pay to the state of Minnesota an occupation tax equal to 10½ per cent for the years, 1943 and 1944, and nine per cent *each year* thereafter of the valuation of all ores mined or produced, which said tax shall be in addition to all other taxes provided for by law, said tax to be due and payable from such person on May 1 of the year next succeeding the calendar year covered by the report thereon to be filed as hereinafter provided.

Sec. 2. **Law amended.**—Mason's Supplement 1940, Section 2373-1, as amended by Laws 1941, Chapter 544, Section 2, is amended to read as follows:

2373-1. **Ores subject to increased rates.**—All ores mined or produced subsequent to December 31, 1942, shall be subject to the increased rates provided by this act.

Sec. 3. **Law amended.**—Mason's Supplement 1940, Section 2373-2 as amended by Laws 1941, Chapter 544, Section 3, is amended to read as follows:

(a) **Low grade ore.**—For the purpose of increasing employment and the utilization of low-grade, underground, and high labor cost ores, any taxpayer on whom a tax is imposed by reason of the provisions of Mason's Supplement 1940, Section 2373, *as amended*, shall be allowed a credit against the occupation tax as computed in said section because of the mining or production of ore from any mine in an amount equal to 10 per cent of that part of the cost of labor, excepting administrative labor, employed at said mine or in the beneficiation of such ore at or near said mine, in any calendar year, in excess of 20 cents and not in excess of 30 cents per ton of the ore produced during that year, and an amount equal to 15 per cent of that part of the cost of such labor in excess of 30 cents and not in excess of 45 cents per ton of ore produced during that year, and an amount equal to 20 per cent of that part of the cost of such labor in excess of 45 cents per ton of ore produced during that year; provided, however, that in no event shall the credit allowed hereunder be in excess of 90 per cent of the total of the tax computed under the provisions of Mason's Supplement 1940, Section 2373.

(b) *In lieu of the credit above provided, at the election of the taxpayer, there may be allowed a credit against the occupation tax assessed against any mine of two-thirds of one per cent of the amount of such tax for each one per cent of the total production of iron ore from said mine which is converted into pig iron, sponge iron, or powdered iron, within the limits of the State of Minnesota. The taxpayer shall make such election at the time of filing the occupation tax return for said mine.*

(c) *In the event that the credit provided for in (b) hereof is found unconstitutional by any court of last resort, then the taxpayer shall be limited to the labor credit herein provided in (a) hereof.*

Sec. 4. **Law amended—appropriation for rehabilitation.**—Laws 1941, Chapter 544, Section 4, is amended to read as follows:

For the period beginning May 1, 1941, and ending April 30, 1942, there is hereby appropriated from the general revenue fund, for the purposes hereinafter set forth, five per cent of amounts paid and credited into said fund from the proceeds of taxes paid under the provisions of the law relating to occupation taxes on the business of mining or producing iron ore, and on and after May 1, 1942, there is hereby appropriated from the general revenue fund, for the purposes hereinafter set forth, ten per cent of all amounts paid and credited into said fund from the proceeds of said taxes. The office of Commissioner of Iron Range Resources and Rehabilitation is hereby created. The Commissioner shall be appointed by the Governor, with the advice and consent of the Senate, for a term of *two* years, the first term to begin July 1, 1941. The salary of the Commissioner shall be \$5,000 per annum which shall be paid from the amounts appropriated by this section, provided, however, that such salary shall be reduced by such amount as he may receive from other funds, and the said Commissioner may hold such other positions or appointments as are not incompatible with his duties as Commissioner of Iron Range Resources and Rehabilitation. All expenses of the Commissioner, including the payment of such assistance as may be necessary, shall be paid out of the amounts appropriated by this section.

When the Commissioner above named shall determine that distress and unemployment exists *or may exist in the future* in any county by reason of the removal of natural resources *or a possibly limited use thereof in the future* and the decrease in employment resulting therefrom, *now or hereafter*, he may use such amounts of the appropriation made to him in this section as he may determine to be necessary and proper in the development of the remaining resources of said county and in the vocational training and rehabilitation of its residents.

There is hereby created the Iron Range Resources and Rehabilitation Commission, consisting of seven members, three of whom shall be state senators appointed by the Committee on Committees of the Senate, and three of whom shall be representatives, appointed by the Speaker of the House of Representatives, their terms of office to commence on May 1, 1943 and continue until January 3rd, 1945, or until their successors are appointed and qualified. Their successors shall be appointed each two years in

the same manner as the original members were appointed, in January of every second year, commencing in January, 1945. The seventh member of said commission shall be the Commissioner of Conservation of the State of Minnesota. Vacancies on said Commission shall be filled in the same manner as the original members were chosen. All expenditures and projects made by the Commissioner of Iron Range Resources and Rehabilitation shall first be submitted to said Iron Range Resources and Rehabilitation Commission which shall recommend approval or disapproval or modification of expenditures and projects for rehabilitation purposes as provided by this act, and the method, manner and time of payment of all said funds proposed to be disbursed shall be first approved or disapproved by said commission. The commission shall biennially make it's report to the Governor of the State of Minnesota and the State Legislature prior to the convening of each regular session. The expenses of said commission shall be paid by the State of Minnesota from the funds raised pursuant to this act.

Said commission is hereby authorized and directed to cause to be made a study of high labor costs mining in the state of Minnesota and of the policy and plans for future development of low grade ore, and to cooperate with and advise the Commissioner of Iron Range Resources and Rehabilitation in the development of the natural resources of the State of Minnesota.

Approved April 23, 1943.

CHAPTER 591—H. F. No. 1016.

An act relating to and authorizing a deposit of assets by certain investment companies with the state treasurer as security for the payment of certain certificate obligations.

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

Section 1. **Definitions.**—Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following words, for the purposes of this Act, shall be given the meaning subjoined to them.

Subdivision 2. "Company" means a face amount certificate company as defined by the Act of the Congress of the United States of America known and cited as the "Investment Company Act of 1940", which has certificates outstanding, but to which company subsection (c) of Section 28 of said Act, relating to a deposit of investments, does not apply, and which company is or